

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF

AUGUST 28, 1998

(Published September 5, 1998,
in Finance and Commerce)

Council Chamber
Minneapolis, Minnesota
August 28, 1998 – 9:30 a.m.
President Cherryhomes in the Chair.
Present – Council Members Ostrow,
Thurber, Campbell, Biernat, Niland, Goodman,
Colvin Roy, Herron, Mead, Minn, McDonald,
Johnson, President Cherryhomes.

Campbell moved acceptance of the
minutes of the regular meeting of August 14,
1998 and the adjourned session held August
21, 1998. Seconded.

Adopted upon a voice vote.

Campbell moved referral of petitions and
communications and reports of the City officers
to proper Council committees and departments.
Seconded.

Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

COMMUNITY DEVELOPMENT:

COORDINATOR (264061)

Round II Empowerment Zone Designation
Report.

City's Fiscal Year 1997 Consolidated Plan
Annual Performance & Evaluation Report.

PLANNING COMMISSION/DEPARTMENT
(264062)

Economic Comparisons of Mpls & Other
Cities.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (264063)

Seed Academy & Harvest Preparatory
School (1300 Olson Memorial Hwy):
Preliminary approval to issue up to \$5,000,000

in tax-exempt development revenue bonds for
rehabilitation & new construction.

Focus MCDA: Future Directions &
Priorities 1999.

Children's Health Care (Children's
Hospitals & Clinics, 2525 Chicago Ave S):
Final approval to issue up to \$21,000,000 in
tax-exempt health care revenue bonds to
remodel & equip the facilities.

Creamette Project (428 N 1st St):
Authorization to preliminarily reserve up to an
additional \$8,078 in 1998 Federal Low Income
Housing Tax Credits & use of \$25,000 HOME
funds for additional project costs.

MAYOR (264064)

Affordable Housing Task Force:
Appointments of Reza Aghamirzadeh, Steve
Cramer, Beverly Dusso, Katherine Hadley,
Patricia Hanson, Orlena Iverson, John Powell,
Steve Thomas.

COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET:

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (264065)

1997 Annual Tax Increment Disclosure
Report.

COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET (See Rep):

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (264066)

Milwaukee Depot Property (300
Washington Ave): Conceptual approval of
skyway encroachment from depot concourse
across Washington Ave & finance plan
w/Attachments re union organizing.

CSM CORPORATION (264066.1)

Milwaukee Depot Property (300
Washington Ave): Restoration and
redevelopment issues.

INTERGOVERNMENTAL RELATIONS:

MINNEAPOLIS TEACHERS'
RETIREMENT FUND ASSOCIATION
(264067)

Annual Report.

**PUBLIC SAFETY AND REGULATORY
SERVICES:**

POLICE DEPARTMENT (264068)
State of the Precincts: Fifth Precinct
Informational Packet.

REGULATORY SERVICES (264069)
Coordinated Action Program (CAP):
Progress report.

**PUBLIC SAFETY AND REGULATORY
SERVICES (See Rep):**

CIVILIAN POLICE REVIEW AUTHORITY
(264069.1)

Reappointments: Approve Robert
Boughton, 1330 Xerxes Av N; and Brian
Gorecki, 2619 Thomas Av N.

INSPECTIONS DEPARTMENT (264070)
Raze Buildings: 2512 Pierce St NE; and
535 Logan Av N.

Rental Dwelling Licenses: Approve
reinstatements for James & Melanie DeBellis,
2902 Bryant Av N; and Richard Pakonen, PAK
Properties, 614-16 S 9th St.

LICENSES AND CONSUMER SERVICES
(264071)

Johnnie Baker Post #291: Termination of
Licenses, withdrawal request attached.

LICENSES AND CONSUMER SERVICES
(264072)

License Fees: Corrections and Additions
to Licensing Fee Ordinance passed 5/22/98.

Licenses: Applications.

POLICE DEPARTMENT (264073)

Drug Enforcement Agency Task Force:
Execute Amendment #3 to Contract with DEA
to provide one Minneapolis police officer to task
force for period 10/1/98 - 9/30/99.

HYDE, ROBERT (264074)

Minneapolis Eagle (515 Washington Av S):
Letter in opposition to application of Screaming
Triangle LLC for an On-Sale Liquor Class A
with Sunday Sales and Special Late Night
Entertainment License.

PPL INDUSTRIES (264075)

Minneapolis Eagle (515 Washington Av S):
Letter in opposition to application of Screaming
Triangle LLC for an On-Sale Liquor Class A

with Sunday Sales and Special Late Night
Entertainment License.

**PUBLIC SAFETY AND REGULATORY
SERVICES and WAYS & MEANS/
BUDGET (See Rep):**

HUMAN RESOURCES (264076)

Law Enforcement Testing Services:
Execute contract with Ergometrics & Applied
Research Inc to purchase Frontline: Entry
Level Law Enforcement Test to screen
candidates for positions of Police Officer,
Police Cadet and Community Service Officer.

LICENSES AND CONSUMER SERVICES
(264077)

Lead Hazard Reduction: Execute
agreement with Leonard Babinski to provide
one dwelling unit as safe housing for families
displaced by lead hazard reduction activities.

POLICE DEPARTMENT (264078)

Motor Vehicle Theft Reduction Project:
Accept donation of 1985 Oldsmobile to
continue "Bait vehicle" program; and Accept
\$10,000 donation from Air Touch
Communications to expand project.

Printing Equipment for Juvenile Unit:
Accept computer related equipment (digital
cameras, printers, color scanners & support
materials) from Canon Systems to assist with
search & recovery of missing children, in
cooperation with National Center for Missing
and Exploited Children.

State Children's Justice Act: Accept grant
award from Minnesota Department of Human
Services to purchase cameras for 16 school
liaison officers; train three bi-lingual officers in
techniques for interviewing children; and
County/Department TEAM Program to attend
conference.

Community Oriented Policing (COPS)
Grant Program: Submit grant application to
Minnesota Department of Public Safety seeking
funds for officer overtime to supplement
police services to communities in high crime
area.

**TRANSPORTATION AND PUBLIC WORKS:
PUBLIC WORKS AND ENGINEERING
(264079)**

Blooming Boulevards Ordinance: Update
on proposed revisions.

City-Owned Buildings Housing Non-City
Functions on a Rent-Free Basis: Report of

working team with request for direction on continuing objective of transferring title for three buildings.

Bus Shelters: Report on franchise fees received from Transtop Minnesota.

TRANSPORTATION AND PUBLIC WORKS

(See Rep):

PUBLIC WORKS AND ENGINEERING
(264080)

Golden Valley Road (Xerxes Av to Girard Av N): Layout #6 for planned roadway improvements.

Light Rail Transit Station at Minneapolis-St. Paul Airport: Maps indicating proposed expansion and station plans.

PUBLIC WORKS AND ENGINEERING
(264081)

Parking Meter Ordinance: Changes regarding the use of electronic meters, restricting parking at broken or inoperable meters and changing language to reflect existing practice.

Solid Waste Collection Point Area Cleanups: Adopt and levy assessments for unpaid charges; Letters of objection.

Critical Parking Area on Nicollet Island: Establish Area #16 with establishment of other parking restrictions.

Critical Parking Area on 33rd Av S (E 36th St to E 37th St): Establish Area #17.

Prospect Park Neighborhood Traffic Calming: Install two speed humps on Bedford St SE between Franklin & Orlin Av SE.

Greyhound Bus Terminal: Lease agreement with MnDOT for property adjacent to 1100 Hawthorne Av for interim relocation of terminal.

Bicycle Rack Permit (2932-36 Emerson Av S): Issue permit to Emerson Development.

TRANSPORTATION AND PUBLIC WORKS and WAYS & MEANS/BUDGET

(See Rep):

PUBLIC WORKS AND ENGINEERING
(264082)

Midtown Greenway Project: Contract with Hennepin County Community Works to begin RFP process for program development for Phase I.

Utility Bill Insert: Include flyer on America Recycles Day with September 1998 bills.

PUBLIC WORKS AND ENGINEERING
(264083)

Public Works Facilities Property Acquisition: Purchase of property at 198 Aldrich Av N as interim location for Street Maintenance Operations Division; Comments of Planning Commission.

5th St SE (Malcolm Av SE to City Limits): Adopt and levy special assessments for street widening project.

Municipal Parking System Computer Services: Issue RFP for consultant and maintenance services for parking system centralized computer revenue control system.

Parking Ramp Equipment Replacement: Solicit bids for parking revenue control equipment at 3rd Av N/5th St Garage, Plaza Municipal Ramp and St. Anthony Municipal Ramp.

Linden Hills Streetscape Improvement Project (Upton & Sheridan Av S between W 43rd & 44th Sts): Appropriate funds for City cost of streetscape improvement planning.

PURCHASING (264084)

Bids: OP #4944, accept low bid of Killmer Electric Company for lighting for Lowry Hill Pedestrian Lighting Project; OP #4867, increase contract with EJM Pipe Services for steel casing pipe under railroad tracks; OP #4934, accept low bid meeting specifications of Carus Chemical Company for potassium permanganate.

WAYS AND MEANS BUDGET:

ATTORNEY (264085)

Minneapolis Translation Project: Information relating to successful completion of project.

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (264086)

Milwaukee Depot/CSM Development Project: Plan documents relating to Modification #11 to the Industry Square Redevelopment Plan & Modification #56 to the Common Development and Redevelopment and Common Tax Increment Financing Plan.

FINANCE DEPARTMENT (264087)

Norwest Merger/Relocation: Company history.

HUMAN RESOURCES (264088)

1998 Affirmative Action Report: Second Quarter.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (264089)

Community Notification Reimbursement
Grant Award: Accept \$24,307.77.

Customs Investigations Task Force:
Agreement with United States Customs
Investigations from 8/25/98-9/30/98. Customs
Investigations Task Force: Agreement with
United States Customs Investigations from
10/1/98-9/30/99.

ATTORNEY (264090)

Mann Theater & Associated Stimson
Property: Directions to staff relating to
development objectives.

Settlements: Authorize payments to Jodi
Peterson; William Dolan, Jr; & Laura
Stokowski.

United States Department of Labor Audit of
the Police Identification Division: Amend
Council Action of July 31, 1998 to reflect
recalculated back pay for Forensic Scientist I, II
& III positions.

COORDINATOR (264091)

Saint Anthony Parkway Bridge: Amend
Fiscal Year 97 Consolidated Plan & submit
public comments to Housing & Urban
Development.

Convention Center Completion Project:
Contract with Dale Dobson.

Convention Center Completion Project:
Contract with Rodney Leibold.

Convention Center Completion Project:
Change Order to Contract with Veit &
Company, Inc, relating to parking facility.

Convention Center Completion Project:
Request for Proposals for design services for
Third Avenue of the Arts.

FINANCE DEPARTMENT (264091.1)

Cost Accounting Services: Contract with
DMG/Maximus.

1998 Mid-Year Budget Status & Review:
Approve Finance Officer's recommendations.

HEALTH AND FAMILY SUPPORT
SERVICES (264092)

Academy of Manufacturing & Engineering
Technology: Extend Fund Availability Notice
(FAN) #98-1 issued to Minneapolis Public
Schools.

Domestic Abuse: Contract with Domestic
Abuse Project.

Job Training Partnership Act 5% Older
Worker Program: Modify FAN #36-1a issued to
RESOURCE, Inc & East Side Neighborhood
Services.

Summer Youth & Employment & Training
Program: Issue FAN to State Department of
Economic Security.

HUMAN RESOURCES (264093)

Personnel Services: Contract with
Minneapolis Public Schools.

Administrative Services: Contract with
Delta Dental.

Salary Schedule for Appointed Officials:
Salary Ordinance amending Ordinance
#98-Or-038 to change dates.

Labor Agreement Settlement: Approve
settlement & Salary Ordinance reflecting terms.

Public Works Safety Specialist Position:
Salary Ordinance.

Managing Attorney: Salary Ordinance &
City Attorney Opinion.

Supervisor, Copy Center Operations:
Salary Ordinance.

ZONING AND PLANNING:

PLANNING COMMISSION/DEPARTMENT
(264094)

Waiver Application: Jack Vilette, for
Northland Electric Supply Co: Application for
waiver from moratorium on downtown surface
parking lots to permit demoliton of building at
521 S 10th St & use for parking while property
is being marketed.

ZONING AND PLANNING (See Rep):

CITY CLERK/SPECIAL PERMITS
(264095)

13th Av S, 2613 (Frances Mendenhall)
move garage; Emerson Av N, 3651 (Ed
Iverson) waive full basement requirement.

COUNCIL MEMBER CHERRYHOMES
(264096)

Committee on Urban Environment:
Appointments of Monica Angle, Cindy Davis &
Donna Noukki.

INSPECTIONS/BOARD OF
ADJUSTMENT (264097)

Appeal: Laiyun Yan: Appeal filed from
decision of Board of Adjustment re site plan
review requirements for grocery store at 2929
E 25th St.

PLANNING COMMISSION/DEPARTMENT
(264098)

Waiver Application: First National Bank of
the Lakes: Application for waiver from
moratorium on changes in land use along
Hennepin Ave between 31st & 36th Sts to

permit construction of drive-thru banking facility at 3101 Hennepin Ave S, w/Attachments.

PLANNING COMMISSION

AUTO TRUCK/BENSON-ORTH ASSOCIATES (264099)

Permission to vacate portion of 10th St SE, vicinity of 2nd Av SE.

MOTIONS (See Rep):

ATTORNEY (264100)

Workers Compensation: Payments to City employees.

CITY CLERK/SPECIAL PERMITS (264101)

Sheridan Av N, 2919 (Larry Lee's Construction) rebuild/replace existing porch.

FILED:

CITY CLERK/SPECIAL PERMITS (264102)

2nd St N, 222 (Lappin Lighting-Minnesota) sidewalk sale; 7th St S, 333 (Martin Williams Inc) temporary signage; Block E (Compass Marketing Inc) outdoor concert/tents; Minnehaha Av, 2700 (Skyway Tent Rental) tents; Nicollet Mall from 10th to 12th Sts (Mpls Downtown Council) Oyster Festival; Peavey Plaza, 11th St & Nicollet Mall (Mpls Downtown Council) music, food for James Page 5K Run; University Av NE, 2300 (Mario Pierzchalski) tents; Washington Av parking lots north of Washington Av (U of M) tailgating & selling University Bookstore items & paraphenalia on Gopher game days; Washington Av parking lots north of Washington Av (Premier Marketing & Events Inc) tailgating on Viking game days; Winter St SE betw 14th & 15th Aves SE (Horton - A J Hauer) close street.

PARK BOARD (264103)

Annual Financial report, 12/31/97

**REPORTS OF
STANDING COMMITTEES**

The **COMMUNITY DEVELOPMENT** Committee submitted the following reports:

Comm Dev – Your Committee, having under consideration a proposed project of Seed Academy and Harvest Preparatory School to rehabilitate their existing facility at 1300 Olson Memorial Highway and construct an additional

31,000 square feet to encompass 10 classrooms, gymnasium and auditorium, and having conducted a public hearing thereon, now recommends passage of the accompanying resolution giving preliminary approval to the project and to the issuance of up to \$5 million in Tax-exempt Development Revenue Bonds, Series 1998 (Petr No 264063).

Your Committee further recommends summary publication of the above-described resolution.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 98R-309, giving preliminary approval to the issuance of revenue bonds to a project on behalf of Seed Academy and Harvest Preparatory School to finance the costs thereof under Minnesota Statutes, Sections 469.152-469.165, as amended, establishing the date for a public hearing with regard to the issuance of such revenue bonds, authorizing the publication of notice of such public hearing, and establishing compliance with certain reimbursement regulations under the Internal Revenue Code, was passed August 28, 1998 by the City Council and approved September 3, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 98R-309
By Niland**

Giving preliminary approval to the issuance of revenue bonds to a project on behalf of Seed Academy and Harvest Preparatory School to finance the costs thereof under Minnesota Statutes, Sections 469.152-469.165, as amended, establishing the date for a public hearing with regard to the issuance of such revenue bonds, authorizing the publication of notice of such public hearing, and establishing compliance with certain reimbursement regulations under the Internal Revenue Code.

Section 1. Recitals

1.01. Minnesota Statutes, Section 469.152-469.165, as amended (the "Act"), was enacted to facilitate the active promotion, attraction, encouragement, and development of economically sound industry and commerce through governmental action for the purpose of preventing the emergence of blighted and marginal lands and areas of chronic unemployment. The Act was also enacted to reduce the cost of borrowing by local governments for public purposes.

1.02. Pursuant to the Act, the City of Minneapolis, Minnesota (the "City"), is authorized to issue revenue bonds to finance, in whole or in part, the cost of the acquisition, construction, reconstruction, improvement, betterment, or extension of projects. The term "project" is defined in the Act to include any properties, real or personal, used or useful in connection with a revenue producing enterprise, or any combination of two or more such enterprises engaged in any business. The City is authorized by the Act to loan the proceeds derived from the sale of such revenue bonds to any person under the terms of a revenue agreement, to provide for repayment of the loan on such dates and in such amounts sufficient to pay the principal of and interest on the revenue bonds when due, and to secure the revenue bonds with such other security deemed appropriate. Under the terms of the Act, the revenue bonds so issued by the City are special, limited obligations of the City and do not constitute or give rise to a pecuniary liability of the City or a charge against the general credit or the taxing powers of the City.

1.03. Seed Academy and Harvest Preparatory School, a Minnesota nonprofit corporation (the "Corporation"), has proposed that the City issue its revenue bonds pursuant to the Act (the "Bonds"), in an aggregate principal amount not to exceed \$5,000,000, and loan the proceeds derived from the sale of the Bonds to the Corporation to finance the costs of the expansion and rehabilitation of an educational facility owned and operated by the Corporation at 1300 Olson Memorial Highway within the City (the "Project").

Section 2. Findings

The City Council of the City hereby finds that the Project furthers the purposes stated in Section 469.152 of the Act. The City Council of

the City further finds that the Project is a "project" within the meaning of Section 469.153, subd. 2 (b), of the Act.

Section 3. Preliminary Approval

The City Council of the City hereby preliminarily approves the Project and the issuance of the Bonds in the approximate aggregate principal amount of \$5,000,000 to finance all or a portion of the costs of the Project. This preliminary approval is subject to final authorization of the issuance of the Bonds by the City Council of the City.

Section 4. Public Notice and Public Hearing

4.01. As a condition to the issuance of the Bonds, Section 469.154 of the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), impose the requirement that the City conduct a public hearing on the proposal to undertake and finance the Project. Pursuant to such requirement, a public hearing was held before the Community Development Committee of this City Council on Monday, August 17, 1997, at or after 5:30 p.m., in Room 319 of City Hall in the City of Minneapolis, Minnesota. All persons who appeared at the hearing were granted an opportunity to express their views with respect to the proposal to undertake and finance the project.

4.02. As required by the provisions of Section 469.154 of the Act and Section 147(f) of the Code, notice of the public hearing held on August 17, 1998, was published in Finance & Commerce, the official newspaper of the City and a newspaper of general circulation in the City, on Saturday, August 1, 1998 (seventeen days prior to the date of the public hearing). The notice stated the time and place for the public hearing and included: (i) a general, functional description of the type and use of the facilities to be financed and the general nature of the Project; (ii) the maximum aggregate principal face amount of obligations to be issued with respect to the Project; (iii) the initial owner, operator, or manager of the Project; and (iv) the location of the Project.

Section 5. Reimbursement of Costs Under the Code

5.01. The United States Department of the Treasury has promulgated final regulations governing the use of the proceeds of tax-exempt bonds, all or a portion of which are to be used to reimburse the City, or a borrower from the City, for project expenditures paid

prior to the date of issuance of such bonds. Those regulations, Treasury Regulations, Section 1.150-2 (the "Regulations"), require that the City adopt a statement of official intent to reimburse an original expenditure not later than sixty days after payment of the original expenditure. The Regulations also generally require that the bonds be issued and that the reimbursement allocation made from the proceeds of the bonds occur within eighteen months after the later of: (i) the date the expenditure is paid; or (ii) the date the project is placed in service or abandoned, but in no event more than three years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the bonds.

5.02. The City reasonably expects to reimburse the Corporation for the expenditures made for costs of the Project from the proceeds of the Bonds in an estimated maximum aggregate principal amount not exceeding \$5,000,000 after the date of payment of all or a portion of the costs of the Project. All reimbursed expenditures will be capital expenditures, costs of issuance of the Bonds, or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations and also qualifying expenditures under the Act. Based on representations by the Corporation, no expenditures for the Project have been made by the Corporation more than sixty days before the date of adoption of this resolution other than: (i) expenditures to be paid or reimbursed from sources other than the Bonds; (ii) expenditures permitted to be reimbursed under prior regulations pursuant to the transitional provision contained in Section 1.150-2(j)(2)(i)(B) of the Regulations; (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations; or (iv) expenditures in a "de minimus" amount (as defined in Section 1.150-2(f)(1) of the Regulations). Based on representations by the Corporation, as of the date hereof, there are no funds of the Corporation reserved, allocated on a long-term basis, or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside) to provide permanent financing for the expenditures related to the Project to be financed from proceeds of the Bonds, other

than pursuant to the issuance of the Bonds. This resolution, therefore, is determined to be consistent with the budgetary and financial circumstances of the Corporation as they exist or are reasonably foreseeable on the date hereof.

Section 6. Costs

The Corporation will pay, or upon demand reimburse the City for the payment of, any and all costs incurred or paid by the City with respect to the Project and the Bonds, whether or not the Bonds are issued or the Project is financed with the proceeds of the Bonds.

Section 7. Conditional Commitment

The adoption of this resolution does not constitute a guarantee or firm commitment that the City will issue the Bonds. If, at any time prior to the issuance of the Bonds, it appears to the City Council that the issuance of the Bonds or the financing of the Project is not in the interests of the City, or is inconsistent with the purposes of the Act, the City Council may decline to provide final authorization for the issuance of the Bonds. The City also retains the right, in its sole discretion, to withdraw from participation and accordingly not issue the Bonds should the City Council, at any time prior to the issuance thereof, determine that it is in the best interests of the City not to issue the Bonds or should the parties to the transaction be unable to reach agreement as to the terms and conditions of any of the documents for the transaction.

Section 8. Effective Date

This resolution shall become effective upon its adoption, approval, and publication.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee recommends approval of the Minneapolis Community Development Agency's (MCDA) business plan entitled "Focus MCDA: Future Directions and Priorities Update for 1999," as set forth in Petn No 264063.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee, having under consideration the matter of issuing bonds on behalf of Children's Health Care, d/b/a Children's Hospitals and Clinics, to finance remodeling improvements and equipment to the hospital at 2525 Chicago Ave S and other clinic facilities, including an expansion of the existing parking ramp known as the 10th Avenue ramp at the corner of 25th St and 10th Ave, now recommends passage of the accompanying resolution granting final approval to issue up to \$21 million in Tax-exempt Health Care Revenue Bonds Series 1998A for Children's Health Care (Petr No 264063).

Your Committee further recommends summary publication of the above-described resolution.

Adopted. Yeas, 11; Nays, 2 as follows:

Yeas – Ostrow, Campbell, Biernat,
Goodman, Colvin Roy, Herron, Mead, Minn,
Johnson, Thurber, Cherryhomes.

Nays – Niland, McDonald.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 98R-310, authorizing the issuance and sale of Health Care Revenue Bonds, Series 1998A of the City, and the execution of documents on behalf of Children's Hospitals and Clinics, was passed August 28, 1998 by the City Council and approved September 3, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 98R-310
By Cherryhomes

Authorizing the issuance and sale of Health Care Revenue Bonds, Series 1998A of the City, and the execution of documents on behalf of Children's Hospitals and Clinics.

Whereas, this Council has received a proposal from Children's Health Care, a Minnesota nonprofit corporation doing business as Children's Hospitals and Clinics ("Children's"), that the City of Minneapolis (the "City") finance all or a portion of the cost of a proposed project under Minnesota Statutes, Sections 469.152 through 469.165 (the "Act"), consisting of (i) the construction and improvement of facilities of Children's located at Children's-Minneapolis, 2525 Chicago Avenue and the surrounding campus in the City, including the construction of an addition to Children's parking ramp, and the acquisition and installation of items of equipment in Children's-Minneapolis and (ii) the acquisition and installation of items of computer hardware and other equipment in a building leased by Children's located at 2910 Centre Point Drive in the City of Roseville, Minnesota (the "Project"); and

Whereas, at a public hearing, duly noticed and held on July 20, 1998, in accordance with the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended, on the proposal to undertake and finance the Project, all parties who appeared at the hearing were given an opportunity to express their views with respect to the proposal to undertake and finance the Project, and interested persons were given the opportunity to submit written comments to the City Clerk before the time of the hearing; and

Whereas, this Council hereby finds that the issuance and sale of up to \$21,000,000 aggregate principal amount of the City's Health Care Revenue Bonds (Children's Hospitals and Clinics), Series 1998A (the "Bonds") to finance all or a portion of the cost of the Project is in the best interest of the City and the City hereby determines to issue and sell such Bonds; and

Whereas, the Bonds will be issued by the City under the authority contained in the Act and in an Agreement (the "Intergovernmental Agreement"), to be entered between the City and the City of Roseville, Minnesota (the "City of Roseville"), a copy of which has been presented to the Council at this meeting and which has been reviewed to the extent deemed necessary, pursuant to which the City of Roseville will authorize the City to issue the Bonds on behalf of the City of Roseville to finance the portion of the Project located in the City of Roseville; and

Whereas, the proceeds of the Bonds will be lent (the "Loan") by the City to Children's, in order to finance all or a portion of the cost of the Project and pay certain costs of issuance of the Bonds; and

Whereas, pursuant to a Loan Agreement (the "Loan Agreement"), to be entered into between the City and Children's, a copy of which has been presented to the Council at this meeting and which has been reviewed to the extent deemed necessary, Children's will issue to the City its Note (the "Note"). The Note will be issued under the Master Trust Indenture (the "Master Indenture"), dated as of September 1, 1995, between Children's and U.S. Bank Trust National Association, as trustee (the "Master Trustee"), as supplemented and amended by Supplemental Indenture No. 2 ("Supplemental Indenture No. 2") to be entered into between Children's and the Master Trustee. Under the Note, Children's will unconditionally agree to repay the Loan made by the City under the Loan Agreement in specified amounts and at specified times sufficient to make the necessary payments of principal of, premium, if any, and interest on the Bonds, when due. In addition, the Loan Agreement contains provisions relating to the payment by Children's of the fee of the City related to the Bonds and of administrative costs of the Bond Trustee (as hereinafter defined), indemnification, insurance and other agreements and covenants which are required by the Act or which are permitted by the Act and which the City and Children's deem necessary or desirable for the sale of the Bonds; and

Whereas, pursuant to a Bond Trust Indenture (the "Bond Indenture") to be entered into between the City and U.S. Bank Trust National Association, as Trustee (the "Bond Trustee"), a copy of which has been presented to the Council at this meeting and which has been reviewed to the extent deemed necessary, the City assigns and pledges all of its right, title and interest in the Loan Agreement (other than the right of the City for indemnification and administrative expenses), the Note, the Master Indenture and the Supplemental Indenture to the Bond Trustee. In addition, the Bond Indenture, among other things, sets the interest rates, maturity dates and redemption provisions for the Bonds, establishes the various funds and accounts for

the deposit and transfer of money and contains other provisions which are required by the Act or which are permitted by the Act and which the City and Children's deem necessary or desirable in connection with the sale of the Bonds; and

Whereas, the Bonds will be special limited obligations of the City payable solely from amounts payable by Children's under the Note, other than to the extent payable from the proceeds of the Bonds. The Bonds shall not be payable from or charged upon any funds other than the revenue pledged to the payment thereof, nor shall the City be subject to any liability thereon. No holder or holders of any Bond shall ever have the right to compel any exercise of the taxing power of the City to pay any such Bond or the interest thereon, nor to enforce payment thereof against any property of the City except the Note. The Bonds shall not constitute a debt of the City within the meaning of any charter, constitutional or statutory limitation; and

Whereas, the Bonds will be purchased from the City by Piper Jaffray Inc. (the "Underwriter") pursuant to a Purchase Contract (the "Bond Purchase Agreement") between the City, Children's and the Underwriter, a copy of which has been presented to the Council at this meeting and which has been reviewed to the extent deemed necessary; and

Whereas, a draft of a Preliminary Official Statement, related to the Bonds, has been presented to the Council at this meeting and has been reviewed to the extent deemed necessary. The Preliminary Official Statement will be distributed by the Underwriter to potential purchasers of the Bonds;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That in order to provide for the financing of all or a portion of the costs of the Project, the City hereby authorizes the issuance of the Bonds as revenue bonds under the Act, to be designated "City of Minneapolis, Minnesota, Health Care Revenue Bonds (Children's Hospitals and Clinics), Series 1998A" in the aggregate principal amount of up to \$21,000,000. The Mayor, the City Clerk and the City Finance Officer are hereby authorized to approve the purchase price to be paid by the Underwriter for the Bonds, provided that the purchase price equals or exceeds 98% of the principal amount of the Bonds less any portion

of such principal amount which represents original issue discount; the principal amount of the Bonds, provided that such principal amount is not in excess of \$21,000,000; the maturity schedule of the Bonds, provided that the Bonds mature at any time or times in such amount or amounts not exceeding 30 years from the date of issuance thereof; the provisions for prepayment and redemption of the Bonds prior to their stated maturity; and the interest rates of the Bonds, provided that no interest rate exceeds 7.00% per annum. Such approval shall be conclusively evidenced by the execution of the Bond Purchase Agreement as provided herein.

Be It Further Resolved that each Bond shall be executed on behalf of the City by the manual or facsimile signatures of the Mayor, the City Clerk and City Finance Officer, and its corporate seal (which may be in facsimile) shall be thereunto affixed, imprinted or engraved. The Bond Trustee is hereby designated as authenticating agent pursuant to Minnesota Statutes, Section 475.55. If any of the officers who shall have signed or sealed any of the Bonds shall cease to be such officers of the City before the Bonds so signed and sealed shall have been actually authenticated by the Trustee or delivered by the City, such Bonds nevertheless may be authenticated, issued and delivered with the same force and effect as though the person or persons who signed or sealed such Bonds had not ceased to be such officer or officers of the City.

Be It Further Resolved that the Intergovernmental Agreement, Bond Indenture and the Loan Agreement are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved in the form submitted to this meeting, and the Mayor, City Clerk and City Finance Officer are hereby authorized and directed to execute, acknowledge and deliver the Issuer Consent Agreement, Bond Indenture and the Loan Agreement on behalf of the City with such changes, insertions and omissions therein as do not change the substance of the Issuer Consent Agreement, Bond Indenture or Loan Agreement and as may be approved by the Mayor, City Clerk and City Finance Officer, such approval to be evidenced conclusively by their execution of the Intergovernmental Agreement, the Bond Indenture and the Loan Agreement.

Be It Further Resolved that the City hereby consents to the distribution by the Underwriters to potential purchasers of the Bonds of a Preliminary Official Statement in substantially the form submitted to the Council at this meeting, and the distribution by the Underwriters of an official statement by the Underwriters to purchasers of the Bonds in substantially the form of the Preliminary Official Statement. The City has not and will not participate in the preparation of the Preliminary Official Statement and has made no independent investigation with respect to the information contained therein or in the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy or completeness of such information.

Be It Further Resolved that the Bond Purchase Agreement is hereby made a part of this Resolution as fully as though set forth in full herein and is hereby approved in the form submitted to this meeting and, upon the determination of the terms of the Bonds (within the limit set forth herein) and the execution of the Bond Purchase Agreement by Children's and the Underwriter with the Mayor, City Clerk and City Finance Officer are hereby authorized and directed to execute the Bond Purchase Agreement on behalf of the City, with such further changes, insertions or omissions therein as do not change the substance of the Bond Purchase Agreement and as may be approved by the Mayor, City Clerk and City Finance Officer, such approval to be evidenced conclusively by their execution of the Bond Purchase Agreement.

Be It Further Resolved that the Mayor, the City Clerk, the City Finance Officer and all other officers of the City are hereby authorized and directed to execute and deliver all other documents which may be required under the terms of the Issuer Consent Agreement, Bond Indenture, the Loan Agreement or the Bond Purchase Agreement, including, but not limited to, any Letter of Representatives to The Depository Trust Company, the securities depository for the Bonds, and to take such other action as may be required or appropriate for the performance of the duties imposed thereby or to carry out the purposes thereof.

Be It Further Resolved that in the absence or disability of the Mayor, the City Clerk, the City Finance Officer or any other officer of the City named in any instrument to be executed

on behalf of the City in connection with the issuance of the Bonds, the acting Mayor, Assistant City Clerk, Deputy Finance Officer or other officer may execute such instrument. The execution of any instrument by an officer of the City shall be conclusive evidence of its approval.

Be It Further Resolved that the City Finance Officer is hereby designated for all purposes of the Loan Agreement, the Bond Indenture and the Bond Purchase Agreement as the City official authorized to execute on behalf of the City certificates, requests or consents as provided in the Loan Agreement, the Bond Indenture and the Bond Purchase Agreement.

Be It Further Resolved that the bonds are hereby designated "Program Bonds" and are determined to be within the "Health Care Program" and the "Program," all as defined in Resolution 88R-021 of the City adopted January 29, 1988, and as amended by Resolution 97R-402 of the City adopted December 12, 1997.

Be It Further Resolved that this resolution shall become effective upon its adoption, approval, and publication.

Adopted. Yeas, 11; Nays, 2 as follows:

Yeas – Ostrow, Campbell, Biernat, Goodman, Colvin Roy, Herron, Mead, Minn, Johnson, Thurber, Cherryhomes.

Nays – Niland, McDonald.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee, having under consideration amendments to the Creamette Project, which involves rehabilitation of the historic four-story Creamette manufacturing building at 428 N 1st St into 28 loft-style apartments, and the reserve of \$53,124 in 1998 Federal Low Income Housing Tax Credits, now recommends concurrence in the recommendation of the Minneapolis Community Development Agency that the City preliminary reserve up to an additional \$8,078 in 1998 Federal Low Income Tax Credits due to the change in the air conditioning system planned for the project; that the \$25,000 HOME prepayment be used for additional project costs; and that the necessary document

amendments be approved, as set forth in Petn No 264063.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee recommends approval of the following appointments to the Affordable Housing Task Force:

City Council Appointments:

1. Russ Adams, 3317 – 14th Ave S, Minneapolis, MN 55407-2206 (Ward 9);
2. Alan Arthur, 117 Chevy Chase Dr, Wayzata, MN 55391-1053;
3. Jon Bogen, 5101 Queen Ave S, Minneapolis, MN 55410 (Ward 13);
4. David Fey, 2125 Milwaukee Ave, Minneapolis, MN 55404 (Ward 2);
5. Hillary Freeman, 2851 Garfield St NE, Minneapolis, MN 55418 (Ward 1);
6. George Garnett, 1827 Bryant Ave N, Minneapolis, MN 55411 (Ward 5);
7. Jo Haberman, 619 E 32nd St, #5, Minneapolis, MN 55407 (Ward 8);
8. Rick Jacobs, 1803 Benjamin St NE, Minneapolis, MN 55418 (Ward 1);
9. Steve Johnson, 101 W Diamond Lake Rd, Minneapolis, MN 55419 (Ward 11);
10. Nancy Schraeder, 5700 Sander Dr, #3, Minneapolis, MN 55417 (Ward 12);
11. Tom Streitz, 4531 Wentworth Ave, Minneapolis, MN 55409 (Ward 11);
12. Mary Whittley, 2743 – 1st Ave S, #106, Minneapolis, MN 55408 (Ward 6);
13. Paul Williams, 2186 Doswell St, St. Paul, MN 55108;

Mayoral Appointments:

14. Reza Aghamirzadeh, 16957 – 80th Pl N, Maple Grove, MN 55311;
15. Steve Cramer, 4832 – 11th Ave S, Minneapolis, MN 55417 (Ward 11);
16. Beverly Dusso, 1383 Simpson St, St. Paul, MN 55108-2439;
17. Katherine Hadley, 2083 James Ave, St. Paul, MN 55105;
18. Patricia Hanson, 14171 McCoy Ct, Eden Prairie, MN 55347;
19. Orlena Iverson, 4501 Oxford Ave S, Minneapolis, MN 55436 (Ward 11);
20. John Powell, 2204 Humboldt Ave S, Minneapolis, MN 55405 (Ward 7);

21. Steve Thomas, 3744 Edmund Blvd, Minneapolis, MN 55406 (Ward 12).

Niland moved to substitute a new report for the above report. Seconded.

Adopted upon a voice vote.

Comm Dev – Your Committee recommends approval of the following appointments to the Affordable Housing Task Force:

City Council Appointments:

1. Russ Adams, 3317 – 14th Ave S, Minneapolis, MN 55407-2206 (Ward 9);
 2. Alan Arthur, 117 Chevy Chase Dr, Wayzata, MN 55391-1053;
 3. Jon Bogen, 5101 Queen Ave S, Minneapolis, MN 55410 (Ward 13);
 4. David Fey, 2125 Milwaukee Ave, Minneapolis, MN 55404 (Ward 2);
 5. Hillary Freeman, 2851 Garfield St NE, Minneapolis, MN 55418 (Ward 1);
 6. Tom Fulton (Co-Chair), 3151 Dean Ct, #404, Minneapolis, MN 55416 (Ward 7);
 7. Jo Haberman, 619 E 32nd St, #5, Minneapolis, MN 55407 (Ward 8);
 8. Rick Jacobs, 1803 Benjamin St NE, Minneapolis, MN 55418 (Ward 1);
 9. Steve Johnson, 101 W Diamond Lake Rd, Minneapolis, MN 55419 (Ward 11);
 10. Eugene Ranieri, 125 Oxford St S, St. Paul, MN 55105;
 11. Nancy Schraeder, 5700 Sander Dr, #3, Minneapolis, MN 55417 (Ward 12);
 12. Tom Streitz, 4531 Wentworth Ave, Minneapolis, MN 55409 (Ward 11);
 13. Mary Whittle, 2743 – 1st Ave S, #106, Minneapolis, MN 55408 (Ward 6);
- Mayoral Appointments:**
14. Reza Aghamirzadeh, 16957 – 80th Pl N, Maple Grove, MN 55311;
 15. Steve Cramer, 4832 – 11th Ave S, Minneapolis, MN 55417 (Ward 11);
 16. Beverly Dusso, 1383 Simpson St, St. Paul, MN 55108-2439;
 17. Katherine Hadley (Co-Chair), 2083 James Ave, St. Paul, MN 55105;
 18. Patricia Hanson, 14171 McCoy Ct, Eden Prairie, MN 55347;
 19. Orlena Iverson, 4501 Oxford Ave S, Minneapolis, MN 55436 (Ward 11);
 20. John Powell, 2204 Humboldt Ave S, Minneapolis, MN 55405 (Ward 7);
 21. Steve Thomas, 3744 Edmund Blvd, Minneapolis, MN 55406 (Ward 12).

Minn moved to amend the report, as substituted, by deleting the name of Tom Streitz and inserting in lieu thereof the language “a Minneapolis School Board member”. Seconded.

Lost upon a voice vote.

Campbell gave notice of intent to amend Resolution 98R-281, adopting an Affordable Housing Policy for the City of Minneapolis, by increasing the membership on the Affordable Housing Task Force, at the next regular meeting of the City Council.

Minn moved to divide the report, as substituted, so as to consider separately that portion relating to the appointment of Tom Streitz. Seconded.

Adopted by unanimous consent.

Minn moved adoption of the balance of the report, as substituted. Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee recommends approval of the following appointment to the Affordable Housing Task Force:

City Council Appointment:

Tom Streitz, 4531 Wentworth Ave, Minneapolis, MN 55409 (Ward 11).

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas – Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, Herron, Mead, McDonald, Johnson, Thurber, Cherryhomes.
Nays – Minn.

Passed August 28, 1998.

Approved August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

The **COMMUNITY DEVELOPMENT** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

VETOED BY THE MAYOR.

Comm Dev & W&M/Budget – Your Committee, having under consideration a 5.6 acre portion of the Milwaukee Depot property (300 Washington Ave) that includes the historic Depot Station and Train Shed plus most of the

adjacent vacant land between 3rd and 5th Aves, Washington Ave and 2nd St (except the Freight House parcel), and the proposed development of this property by CSM Lodging, L.L.C. for rehabilitation and new construction, which includes rehabilitation of the Depot Station to provide a restaurant in the former waiting room, ground floor meeting/banquet rooms and 16 hotel suites on the second and third floors; rehabilitation of the Train Shed for an enclosed year-round skating facility which may include additional food service and/or a bar; new construction on the river side of the Depot to contain a Marriott Courtyard hotel lobby, breakfast lounge, pool/exercise area and another 206 hotel rooms; and a Marriott Residence Inn extended stay hotel of approximately 134 units, with the majority of parking underneath the hotels, as set forth in Petn No 264066, now recommends:

a) Conceptual approval of a skyway encroachment from the Depot concourse across Washington Ave, subject to review and approval in the future of the design and encroachment permit;

b) Conceptual approval of the project finance plan as described in the Petition;

c) That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency (MCDA).

Your Committee further recommends –

Comm Dev – That the “Hilton” language relating to hotel labor relations and union organizing set forth as “Exhibit A” in the Petition apply to the redeveloper and the redeveloper’s hotel management company, and that MCDA staff be directed to send out, for 45-day neighborhood review, the resolution of the MCDA approving a policy to encourage informed labor representation decisions in MCDA assisted lodging developments.

W&M/Budget – That the “Proposed CSM Compromise” language relating to hotel labor relations and union organizing as set forth in “Exhibit E” in the Petition apply to the redeveloper and the redeveloper’s hotel management company.

Niland moved to substitute a new report for the above report. Seconded.

Adopted upon a voice vote.

Comm Dev & W&M/Budget – Your Committee, having under consideration a 5.6 acre portion of the Milwaukee Depot property

(300 Washington Ave) that includes the historic Depot Station and Train Shed plus most of the adjacent vacant land between 3rd and 5th Aves, Washington Ave and 2nd St (except the Freight House parcel), and the proposed development of this property by CSM Lodging, L.L.C. for rehabilitation and new construction, which includes rehabilitation of the Depot Station to provide a restaurant in the former waiting room, ground floor meeting/banquet rooms and 16 hotel suites on the second and third floors; rehabilitation of the Train Shed for an enclosed year-round skating facility which may include additional food service and/or a bar; new construction on the river side of the Depot to contain a Marriott Courtyard hotel lobby, breakfast lounge, pool/exercise area and another 206 hotel rooms; and a Marriott Residence Inn extended stay hotel of approximately 134 units, with the majority of parking underneath the hotels, as set forth in Petn No 264066, now recommends:

a) Conceptual approval of a skyway encroachment from the Depot concourse across Washington Ave, subject to review and approval in the future of the design and encroachment permit;

b) Conceptual approval of the project finance plan as described in the Petition;

c) That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency (MCDA);

d) That the “City of Milwaukee” language relating to hotel labor relations and union organizing set forth as “Substitute Exhibit A” in the Petition apply to the redeveloper and the redeveloper’s hotel management company, and that MCDA staff be directed to send out, for 45-day neighborhood review, the resolution of the MCDA approving a policy to encourage informed labor representation decisions in MCDA assisted lodging developments.

Campbell moved to amend paragraph (6) in “Substitute Exhibit A” in the Petition by substituting a new paragraph (6) to read as follows: “6. CSM will not take any action or make any statement that will directly or indirectly reflect on the Union’s right to organize. Both parties reserve the right to correct misstatements and/or distortions of the facts.” Seconded.

Lost. Yeas, 2; Nays, 11 as follows:

Yeas – Campbell, Minn.

Nays – Ostrow, Biernat, Niland, Goodman, Colvin Roy, Herron, Mead, McDonald, Johnson, Thurber, Cherryhomes.

The report, as substituted, was adopted.

Yeas, 11; Nays, 2 as follows:

Yeas – Ostrow, Campbell, Biernat, Niland, Colvin Roy, Herron, Mead, McDonald, Johnson, Thurber, Cherryhomes.

Nays — Goodman, Minn.

Passed August 28, 1998.

Vetoed September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(See Unfinished Business next meeting.)

The **PUBLIC SAFETY & REGULATORY SERVICES** Committee submitted the following reports:

PS&RS – Your Committee, having under consideration appointments to the Civilian Police Review Authority, and having held a public hearing thereon, now recommends that the following persons be reappointed to four-year terms beginning July 1, 1998 and expiring June 30, 2002:

a. Robert Boughton, 1330 Xerxes Av N (Ward 5)

b. Brian Gorecki, 2619 Thomas Av N (Ward 5).

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas – Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, Herron, Mead, McDonald, Johnson, Thurber, Cherryhomes.

Nays – Minn.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration the application of Screaming Triangle, LLC, dba Minneapolis Eagle, 515 Washington Av S, for an On-Sale Liquor Class A with Sunday Sales and Special Late Night Entertainment License, to expire July 1, 1998 (change in ownership from Mill Inn Inc), and having held a public hearing thereon, now recommends that said license be forwarded without recommendation, subject to the following conditions, final inspection and compliance with all provisions of the applicable codes and ordinances:

1. that the applicant provide to the Department of Licenses & Consumer Services within five business days of the closing executed copies of documents contemplated in the transaction, including contract for deed, promissory note, conditional bill of sale, non-competition agreement, and security agreement/financing statement and assumption agreement.

2. That the applicant present to the Department of Licenses & Consumer Services the appropriate evidence of the final loan distribution, including a copy of the pertinent promissory note prior to the issuance of the on-sale liquor license.

3. The applicant will not allow any activities to occur on its premises which would classify the establishment as an adult entertainment center as defined under Minneapolis Code of Ordinances Section 540.410, or which include or involve strippers, inappropriate or revealing or patron attire, sexually suggestive touching, or other similar types of activities, nor shall the applicant allow any of the aforementioned activities to occur by means of printed material, film, video, or other means of electronic reproduction.

4. Prior to the transfer of any membership interest, financial (economic) interest, governance (management) interest, or the inclusion of a substitute member, the applicant shall obtain the required approval of the Minneapolis City Council in the manner set forth in Section 362.330 of the Minneapolis Code of Ordinances.

5. Violation of the terms of paragraphs 3 or 4 above shall provide a basis for revocation of applicant's Class A Liquor License.

6. All parties hereto agree that this agreement is specifically enforceable and that in any litigation involving this agreement, no defense will be raised as to its enforceability.

Biernat moved that the report be amended by deleting the language "forwarded without recommendation" and inserting in lieu thereof the word "approved". Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed August 28, 1998.

Approved August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

PS&RS – Your Committee, having under consideration the application of Zelo, Inc, dba Zelo, 825 Nicollet Mall, for an On-Sale Liquor Class E with Sunday Sales License, for a new business effective January 1, 1999, and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends granting the following applications for liquor, wine and beer licenses:

Off-Sale Liquor, to expire October 1, 1999

International Catering Inc, 275 Market St, Ste C25;

Lowry Liquor Store Inc, dba Lowry Liquor, 2426 NE 2nd St;

Gawron's Liquors Inc, dba River Liquors, 2435 Marshall St;

JPOC Inc, dba Union Liquor Store, 3219 Penn Av N;

East Lake Liquor & Deli Inc, dba East Lake Liquor & Deli, 3916 E Lake St;

McDonalds Liquor Inc, dba McDonalds Liquor Store, 5010 34th Av S;

On-Sale Liquor Class A with Sunday Sales, to expire April 1, 1999

Nath-Son Inc, dba Spring Street Bar & Grill, 355 Monroe St (annual Nordfest '98, August 22, 1998, noon to 9:30 p.m.);

On-Sale Liquor Class A with Sunday Sales, to expire October 1, 1998

City Center Hotel Ltd Partnership, dba Marriott City Center Mpls, 30 S 7th St (new corporate officer);

Old Chicago Uptown/Rock Bottom Inc, dba Old Chicago Uptown, 2841 Hennepin Av (temporary expansion of premises with outdoor entertainment, August 7-8, 1998, 7:00 p.m. to 12:00 a.m.);

On-Sale Liquor Class A with Sunday Sales, to expire October 1, 1999

International Catering Inc, dba Atrium Cafe at International Market Square, 275 Market St;

Ukrainian American Community Center Inc, dba Ukrainian American Community Center, 301 Main St NE;

80 S 8th St Hotel Operations Inc, dba Windows on Minnesota, 701 Nicollet Mall, 50th Floor;

On-Sale Liquor Class B with Sunday Sales, to expire October 1, 1998

Campus Partners Inc, dba Sally's, 712 Washington Av SE (temporary expansion of premises with entertainment, September 18, 1998, 6:00 p.m. to 10:00 p.m.);

On-Sale Liquor Class B with Sunday Sales, to expire October 1, 1999

Campus Partners Inc, dba Sally's, 712 Washington Av SE;

Minneapolis Aerie #34 FOE, dba Minneapolis Aerie #34 FOE, 2507 E 25th St; Poodle Inc, dba Poodle, 3001 E Lake St;

On-Sale Liquor Class C-1 with Sunday Sales, to expire October 1, 1999

Table of Contents Inc, dba Table of Contents, 1310 Hennepin Av;

On-Sale Liquor Class C-2 with Sunday Sales, to expire October 1, 1999

Historic Theatre Group Ltd, dba Historic State Theatre, 805 Hennepin Av;

Pickled Parrot Inc, dba Pickled Parrot, 26 N 5th St;

On-Sale Liquor Class E with Sunday Sales, to expire October 1, 1999

Chez Bananas Inc, dba Chez Bananas, 129 N 4th St;

Creative Restaurants Inc, dba Bullwinkle's, 1429 Washington Av S, 1st Floor;

Haracz Inc, dba Jimmy's Bar & Lounge, 1828 NE 4th St;

Sumick Inc, dba Lyle's, 2021 Hennepin Av; Stasiu's Inc, dba Stasiu's, 2500 University

Av NE;

Brutus Enterprises Inc, dba Popeyes Saloon, 3601 E Lake St;

Streamline Bar Inc, dba Jimmy's, 3675 Minnehaha Av;

Off-Sale Beer to expire April 1, 1999

Brix Grocery & Meat Inc, dba Brix Grocery & Meat, 915 W Broadway;

Twins Food Market Inc, 2020 Nicollet Av;

Temporary On-Sale Beer

Church of Our Lady of Peace, 5425 11th Av S (fall festival, September 26, 1998, noon to 1:00 a.m.; and September 27, 1998, noon to 5:00 p.m.)

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends granting the following applications for business licenses as per list on file and of record in the Office of the City Clerk under date of August 28, 1998, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 264072):

Building Contractor Class A; Building Contractor Class B; Cement Finisher; Contractor/Masonry Class A; Place of Entertainment; Food & Drink – Boarding House; Caterers; Confectionery; Food Distributor; Grocery; Indoor Food Cart; Food Manufacturer; Meat Markets; Mobile Food Vendor; Restaurant – Drive In; Restaurant; Food Shelf; Short-Term Food Permit; Sidewalk Cafe Permit; Vending Machines; Fuel Dealer; Gas Fitter Class A; Lodging with Boarding House; Commercial Parking Lot – Class A; Motor Vehicle Dealer – Used Only; Motor Vehicle Repair Garage; Pool Tables; Precious Metal Dealer; Refrigeration Installer; Steam & Hot Water Systems Installer; Suntanning Facilities; Taxicab Vehicle; Tobacco Dealers; Tree Servicing.

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends granting the following applications for gambling licenses, subject to final inspection and compliance with all provisions of the applicable codes and ordinances:

Gambling-Lawful Class B

National Multiple Sclerosis Society, dba Minnesota Chapter, 200 12th Av S, at Terminal Bar, 409 E Hennepin;

Gambling Lawful Exempt

Church of Our Lady of Peace, 5425 11th Av S (bingo & raffles, September 25, 26 & 27, 1998);

Ducks Unlimited-Northeast Chapter 202, 2414 Central Av NE (raffle, September 10, 1998 at Jax Cafe, 1928 University Av NE);

University of Minnesota “M” Club, 4500 Park Glen Rd #280, St Louis Park (raffle, November 21, 1998 at HHH Metrodome);
Wilderness Inquiry, 1313 SE 5th St (raffle, November 7, 1998 at Fine Line Music Cafe, 318 1st Av N).

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration the Motor Vehicle Repair Garage License held by Thomas Reuben, dba Dunrite Automotive, 3322 W 44th St, and having received Findings of Fact, Conclusions and Recommendations from a Technical Advisory Committee hearing on July 14, 1997, and having held a subsequent TAC hearing May 27, 1998 to set new dates to complete the site plan review, now recommends adoption of the following recommendations, as an Addendum to the August 6, 1997 TAC recommendations, as more fully set forth in said Findings, which are on file in the Office of the City Clerk and made a part of this report by reference:

a. the licensee has agreed to have a site plan drawn by June 5, 1998 reflecting changes discussed at the TAC hearing held May 27, 1998.

b. as a condition of the Motor Vehicle Repair Garage License, the licensee shall be allowed to stack cars from 7:00 a.m. to 9:00 a.m. each morning as vehicles are brought in for service. Stacking at any other time will not be allowed.

c. the licensee agrees to maintain the grass next to the pedestrian and bicycle path adjacent to the business.

d. the licensee agrees not to park or store any vehicles on any City right-of-way.

e. the licensee agrees to comply with the Planning Commission stipulations regarding completion dates in respect to the site plan.

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, to whom was referred an ordinance amending Title 12, Chapter 248 of the Minneapolis Code of

Ordinances relating to **Housing: Truth in Sale of Housing**, providing for housekeeping changes to clarify council amendments passed June 26, 1998 relating to the length of time allowed to complete repair/replace items and the deletion of "hardship" language, now recommends that said ordinance be given its second reading for amendment and passage.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-085

By Biernat

Intro & 1st Reading: 8/14/98

Ref to: PS&RS

2nd Reading: 8/28/98

Amending Title 12, Chapter 248 of the Minneapolis Code of Ordinances relating to Housing: Truth in Sale of Housing.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 248.20 (d) of the above-entitled ordinance be amended to read as follows:

248.20. Required acts.

(d) All required repair/replace items identified on a truth-in-sale of housing disclosure report must be completed within ninety (90) days of the date of the disclosure report whether or not the property is sold, unless otherwise excepted by this chapter.

Section 2. That Section 248.80 (c) of the above-entitled ordinance be and is hereby repealed.

248.80. Correction of required repair/replace items.

~~(c) All required repair/replace items must be completed by the buyer or seller within ninety (90) days of the date of the disclosure report whether or not the property is sold, unless otherwise excepted by this chapter.~~

Section 3. That Section 248.90 (a) of the above-entitled ordinance be amended to read as follows:

248.90. Responsibility agreement. (a) If the owner cannot undertake the corrective action, the buyer may elect to correct the required repair/replace items identified in the

disclosure report. The buyer shall have ninety (90) days from the date of closing to complete all required repair/replace items, unless otherwise excepted by this chapter. Seller and buyer shall cause to have filed with the director of inspections a copy of a responsibility agreement that shall include evidence of financial ability to perform the corrections required thereto.

Section 4. That Section 248.150 (b) of the above-entitled ordinance be amended to read as follows:

248.150. Right to appeal, procedures.

(b) Any owner of property or other person directly and personally affected by any required repair/replace order may, either personally or through their representative, make an appeal to the board.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Republished September 18, 1998)

PS&RS – Your Committee recommends that the proper City Officers be authorized to execute Amendment #3 to Contract #3784 with the United States Drug Enforcement Agency (DEA) to provide one Minneapolis police officer for the period October 1, 1998 through December 30, 1999 to the DEA Task Force for the purpose of suppressing drug trafficking in the Minneapolis/St. Paul metropolitan area. Said agreement provides that the City pay the costs of the officer's salary and benefits, and the DEA pay the costs of overtime, administration and equipment.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, to whom was referred an ordinance amending Titles 10, 13 and 14 of the Minneapolis Code of Ordinances to increase license fees that were incorrect or omitted from the general fee increase ordinance passed May 22, 1998, now recommends that said ordinance be given its second reading for amendment and passage.

Biernat moved that the report be referred back to the Public Safety & Regulatory Services Committee. Seconded.

Adopted upon a voice vote.

PS&RS – Your Committee, having under consideration the property located at 2512 Pierce St NE which has been determined by the Director of Inspections to constitute a nuisance condition within the meaning of Chapter 249 of the Minneapolis Code of Ordinances, and having exercised all provisions of said ordinance and the compliance date having expired, now recommends that the proper City Officers be authorized to raze said property legally known as Lot 5, Block 2, Penney & Barber's Subdivision of Lot 9 in Gale & Hamlin's Out lots to East Minneapolis (PID #12-029-24-24-0170), in accordance with the Findings of Fact, Conclusions and Recommendations which are on file in the Office of the City Clerk and made a part of this report by reference.

Ostrow moved that the report be postponed. Seconded.

Adopted by unanimous consent.

PS&RS – Your Committee, having under consideration the property located at 535 Logan Av N which has been determined by the Director of Inspections to create a nuisance condition within the meaning of Chapter 249 of the Minneapolis Code of Ordinances, and having received a request by the owner to raze said property, now recommends that the proper City Officers be authorized to raze said property legally known as Lots 33 & 34, Block 5, Maben White & Legrons (PID #21-029-24-32-0205).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration the Rental Dwelling License held by James & Melanie DeBellis for the property located at 2902 Bryant Av N, and having received a management plan for the property and verification that said property is now in compliance with rental licensing standards in accordance with Section 244.1940 (d) of the

Minneapolis Code of Ordinances, now recommends concurrence with the recommendation of the Director of Inspections to approve the reinstatement of said license. (Petr No 264070)

Your Committee further recommends that staff be directed to work with the licensee to allow immediate occupancy of the premises, as a result of vandalism that has occurred since the property has been vacant.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration the Rental Dwelling License held by Richard Pakonen, PAK Properties for the property located at 614-16 S 9th St, and having received a management plan for the property and verification that said property is now in compliance with rental licensing standards in accordance with Section 244.1940 (d) of the Minneapolis Code of Ordinances, now recommends concurrence with the recommendation of the Director of Inspections to approve the reinstatement of said license. (Petr No 264070)

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having conducted an Evidentiary Hearing on July 30, 1998 to consider evidence relating to the Grocery, Food Manufacturer and Tobacco Licenses held by Abdul Tel, dba Portland Food Square, 3751 Portland Av S, and having received Findings of Fact, Conclusions and Recommendations arising from said Evidentiary Hearing held thereon, now recommends concurrence with the following Hearing Panel's recommendations, as more fully set forth in said Findings, on file in the Office of the City Clerk and made a part of this report by reference:

1. That all licenses held by Abdul Tel be revoked as of the effective date of this action;
2. That the licensee be required to close Portland Food Square Market immediately when this action becomes effective; and

3. That the licensee shall be ineligible to hold any license for a period of one year from the effective date of this action.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends acceptance of the withdrawal of the renewal application for a Bottle Club (Consumption and Display) license and termination of the OnSale Bottle Club Class E 3.2% Beer license for Johnnie Baker Post #291.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

PS&RS & W&M/Budget – Your

Committee recommends that the proper City Officers be authorized to execute a contract with Ergometrics & Applied Research, Inc, in the amount of \$32,500, for purchase of the Frontline Entry Level Law Enforcement Test (Petr No 264076) to screen candidates for the positions of Police Officer, Police Cadet, and Community Service Officer, payable \$16,250 from Police Department (010-400-B105) and \$16,250 from Human Resources (010-815-8155). Said contract shall be for the period December 1, 1997 to September 1, 1999 and payable in three annual installments.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget – Your

Committee recommends that the proper City Officers be authorized to accept a donation of a 1985 Oldsmobile vehicle from the Rupert family, valued at \$5,000, to provide a "bait vehicle" to continue the Motor Vehicle Theft Program.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget – Your

Committee recommends that the proper City Officers be authorized to accept a \$10,000 donation from Air Touch Communications, Inc, for the purpose of expanding the Auto Theft Reduction Project.

Your Committee further recommends passage of the accompanying Resolution appropriating \$10,000 to the Police Department Agency to reflect receipt of said donated funds.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-311

By Biernat and Campbell

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants – Other Fund (060-400-P402) by \$10,000, and increasing the revenue source (060-400-P402-source 3720/01) by \$10,000.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget – Your

Committee recommends that the proper City Officers be authorized to accept computer related equipment (digital cameras, printers and color scanners) and support materials, as well as training, from Canon Computer Systems, Inc, to be assigned to the Juvenile Unit for the purpose of assisting in the search and recovery of missing children, in cooperation with the National Center for Missing and Exploited Children.

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget – Your Committee recommends that the proper City Officers be authorized to accept a grant award of \$4,791 and execute a grant agreement with the Minnesota Department of Human Services under the Children's Justice Act to provide cameras for 16 Police Department School Liaison Officers to document evidence of physical abuse of school children, and to provide training to three bi-lingual officers in techniques for interviewing children. Said grant will also be used to fund the attendance of nine members of the joint County/Department TEAM Program to attend a TEAM Conference to improve child maltreatment prevention, prosecution and intervention services.

Your Committee further recommends passage of the accompanying Resolution appropriating \$4,791 to the Police Department Agency to reflect receipt of said grant funds.

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

RESOLUTION 98R-312
By Biernat and Campbell

**Amending The 1998 General
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants – Other Fund (060-400-C107) by \$4,791 and increasing the revenue source (060-400-C107-source 3215) by \$4,791.

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998. J. Cherryhomes,
President of Council.

Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget – Your Committee recommends that the proper City Officers be authorized to submit a grant application to the Minnesota Department of Public Safety seeking grant funding for officer overtime to supplement police services to communities in high crime areas as part of the Community-Oriented Policing (COPS) Grant Program.

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget – Your Committee recommends that the proper City Officers be authorized to execute an agreement with Leonard Babinski, in an amount not to exceed \$18,000, for one dwelling unit to be used as safe housing for the period September 1, 1998 to February 28, 1999 during the performance of lead reduction activities, as funded by the United States Department of Housing and Urban Development Lead Hazard Reduction grant. Said lease may be extended for up to twelve months beyond the six-month term. Payments for these units shall be payable from Licenses & Consumer Services (030-835-8393).

Adopted. Yeas, 13; Nays none.
Passed August 28, 1998.
Approved September 3, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

The **TRANSPORTATION & PUBLIC WORKS** Committee submitted the following reports:

T&PW – Your Committee, to whom was referred an ordinance amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Parking, Stopping and Standing, modifying language to accommodate use of electronic meters, restricting parking at broken or inoperable parking meters, and changing language to reflect existing practice regarding enforcement, collection and special permits and, having held a public hearing thereon, now recommends that said ordinance be given its second reading for amendment and passage.

Your Committee further recommends that before the restrictions on parking at broken or inoperable parking meters are enforced, there shall be a two-week warning period to allow for communication of the new restrictions.

Your Committee further recommends summary publication of the above-described ordinance.

Mead moved that the report be referred back to the Transportation & Property Services Committee. Seconded.

Adopted upon a voice vote.

T&PW – Your Committee recommends passage of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the cleanups of the areas around the Solid Waste Collection Points on the list of properties set forth in Petn No 264081.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-313

By Mead

Adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the cleanups of the areas around the Solid Waste Collection Points on the list of properties set forth in Petn No 264081.

Whereas, a public hearing was held on August 20, 1998 in accordance with Sections 225.660 and 225.690 of the Minneapolis Code of Ordinances to consider the proposed assessments as shown on the proposed assessment roll on file in the Office of the City Clerk and to consider all written and oral objections and statements regarding this matter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the following proposed assessments be waived/reduced:

a) 4400 Wentworth Av S (PID #10-028-24-34-0028), reduced to \$27.50;

b) 4929 Upton Av S (PID #17-028-24-13-0127), reduced to \$27.50;

c) 4716 Harriet Av (PID #15-028-24-22-0182), waive assessment of \$52.50;

d) 4629 5th Av S (PID #15-028-24-11-0047), waive assessment of \$52.50;

e) 4821 Washburn Av S (PID #17-028-24-13-0040), waive assessment of \$52.50;

f) 2316-18 Fremont Av N (PID #16-029-24-12-0093), waive assessment of \$52.50.

That consideration of the assessment against the property at 1526 Vincent Av N be postponed to the public hearing to be held October 22, 1998.

That the proposed assessments against the affected properties on the list dated July 23, 1998 set forth in Petn No 264081 in the total amount of \$8,266.57 and as shown on the proposed assessment roll on file in the Office of the City Clerk be and hereby is revised to \$7,951.57 and are adopted and levied as revised herein.

Be It Further Resolved that the revised assessments in the amount of \$7,951.57 be collected in one (1) installment on the 1999 real estate tax statements with interest charged at the same rate as assessment bonds are sold for in 1998.

Be It Further Resolved that the assessment roll as prepared by the City Engineer be and hereby is revised to \$7,951.57 and adopted as revised herein and that the City Clerk is hereby directed to transmit a certified copy of said revised assessment roll to the Hennepin County Auditor.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having received a petition from John Chaffee, Sally Cagle and other residents of Nicollet Island for the establishment of a Critical Parking Area on Grove Street, Island Av, Maple Pl and Nicollet St, and the City Clerk having verified that said petition represents more than 75 percent of the residents of the affected properties meeting the requirements for a Critical Parking Area, now recommends passage of the accompanying ordinance amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Traffic Code: Parking, Stopping and Standing, establishing Critical Parking Area #16, a Type

A Zone, Two Hour Parking 8 AM-6PM, Except by Permit.

Your Committee, having received the recommendation of the Minneapolis Park & Recreation Board that No Parking zones be established on one side of narrow width streets on Nicollet Island and that sections of roadway not included in the critical parking area be restricted to Two Hour Parking 8 AM-6 PM, now further recommends passage of the accompanying ordinance amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Traffic Code: Parking, Stopping and Standing, establishing and amending parking restrictions on streets not adjacent to residences on Nicollet Island to allow for Two Hour Parking 8 AM-6PM Daily, and that signs be installed on the following streets indicating the existing restriction for Two Hour Parking 8 AM-6PM Daily:

a) NEly side of W Island Av beg 355 ft NWly of the NWly curb line of Grove St and thence extending 229 ft NWly;

b) NEly side of W Island Av SWly side of E Island Av beg 208 ft NWly of the NWly curb line of Maple PI at W Island Av and thence extending around NWly, Ely and SEly to the NWly side of Maple PI at E Island Av;

c) SEly side of E Island Av beg 363 ft SEly of the SEly curb line of Maple PI and thence extending SEly to Grove St;

d) SEly side of E Island Av betw Grove St & DeLaSalle Dr.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-086

By Mead

1st & 2nd Readings: 8/28/98

Amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Traffic Code: Parking, Stopping and Standing.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 478.730 of the above-entitled ordinance be amended by adding thereto the following Loading Zones:

No. 3374 – SEly side of Grove St beg at W Island Av and thence extending 260 ft NEly (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6 PM, Daily Except by Permit);

No. 3375 – NEly side of W Island Av beg at Grove St and thence extending NWly to the railroad tracks clearance area (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6PM, Daily Except by Permit);

No. 3376 – NEly side of W Island Av beg 584 ft NWly of the NWly curb line of Grove St and thence extending to Maple PI (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6 PM, Daily Except by Permit);

No. 3377 – NEly side of W Island Av beg at the NWly side of Maple PI and thence extending 186 ft NWly (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6 PM, Daily Except by Permit);

No. 3378 – SWly side of E Island Av beg at the SEly side of Maple PI and thence extending 362 ft SEly (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6 PM, Daily, Except by Permit);

No. 3379 – SEly side of Maple PI between W Island Av and E Island Av (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6 PM, Daily, Except by Permit);

No. 3380 – NEly side of Nicollet St beg at the SEly side of Maple PI and thence extending 213 ft SEly (Critical Parking Area #16) (Loading Zone, Two Hour Parking 8 AM-6 PM, Daily, Except by Permit);

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-087

By Mead

1st & 2nd Readings: 8/28/98

Amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Traffic Code: Parking, Stopping and Standing.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 478.590 of the above-entitled ordinance be amended by

adding thereto the following No Parking Zones:

No. 6668 – SWly side of Nicollet St betw the limits of Maple Pl and Grove St (No Parking Anytime);

No. 6669 – NWly side of Grove St betw the limits of E Island Av and W Island Av (No Parking Anytime).

Section 2. That Section 478.590 of the above-entitled ordinance be amended by amending the following No Parking Zones:

No. 6510 – NEly side of Nicollet St beg 213 ft SEly of the SEly curb line of Maple Pl and thence extending SEly to Grove St (No Parking Anytime);

No. 2297 – Nly side of Maple Pl from W Island Av to E Island Av (No Parking Anytime);

No. 6511 – SEly side of Grove St beg at the SWly curb line of E Island Av and thence extending SWly to a point 120 ft SWly of the SWly side of Nicollet St (No Parking Anytime).

Section 3. That Section 478.590 of the above-entitled ordinance be amended by repealing the following No Parking Zone:

No. 5092 – SEly side of Grove St beg at W Island Av and thence extending 260 ft NEly (No Parking 7 AM-3 PM, School Days).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having received a petition from Jill Mazullo and other residents of the 3600 block of 33rd Av S for the establishment of a Critical Parking Area on both sides of 33rd Av S from E 36th St to E 37th St, and the City Clerk having verified that said petition represents more than 75 percent of the residents of the affected properties meeting the requirements for a Critical Parking Area, now recommends passage of the accompanying ordinance amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Traffic Code: Parking, Stopping and Standing, establishing Critical Parking Area #17, No Parking 10 PM-2 AM Except by Permit.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-088

By Mead

1st & 2nd Readings: 8/28/98

Amending Title 18, Chapter 478 of the Minneapolis Code of Ordinances relating to Traffic Code: Parking, Stopping and Standing.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 478.590 of the above-entitled ordinance be amended by adding thereto the following No Parking Zone:

No. 4481 – Both sides of 33rd Av S betw E 36th St and E 37th St (Critical Parking Area #17) (No Parking, 10 PM-2 AM, Except by Permit).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having under consideration the request of the Prospect Park East River Road Improvement Association (PPERRIA) for installation of traffic calming measures as part of their Neighborhood Revitalization Program (NRP) Action Plan, now recommends approval to install two speed humps on Bedford St SE between Franklin Av SE and Orlin Av SE, the cost to be payable from NRP funds (4100-943-9440).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having under consideration the temporary relocation of the Greyhound Bus Terminal pending construction of the permanent bus terminal and parking ramp and having been informed that the interim location at 1100 Hawthorne requires use of adjacent property owned by the Minnesota Department of Transportation (MnDOT), now recommends that the proper City officers be authorized to negotiate and execute a lease agreement with MnDOT for their property adjacent to 1100 Hawthorne Av (further

described in Petn No 264081) for a lease rate not to exceed \$1,333.33 per month.

Your Committee further recommends that the proper City officers be authorized to reduce the current sublease with J.W. Distributions, Inc. for the property at 1100 Hawthorne from \$5,500 per month to an amount not to exceed \$4,367, reflecting the added expense of the lease of adjacent property.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee recommends that the proper City officers be authorized to issue a Bicycle Rack Permit to Emerson Development for property at 2932-36 Emerson Av S, in accordance with the provisions of Chapter 490.250-490.280 of the Minneapolis Code of Ordinances and as set forth in the plans and drawings submitted by the applicant. (Petn No 264081)

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having under consideration improvements planned for Golden Valley Road (County Route #66), now recommends approval of Layout No. 6 (as included in Petn No 264080) for the improvement of Golden Valley Road from Xerxes Av to Girard Av N.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee recommends passage of the accompanying resolution urging the Hiawatha Corridor Management Committee and the Metropolitan Airports Commission to locate a light rail transit (LRT) station within the main terminal building to maximize ridership.

Mead moved that the report be referred back to the Transportation & Public Services Committee. Seconded.

Adopted upon a voice vote.

The TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS/BUDGET

Committees submitted the following reports:

T&PW & W&M/Budget – Your Committee, having under consideration street improvements associated with the widening of 5th St SE, now recommends passage of the accompanying Resolutions:

a) Adopting the special assessments for the street improvements associated with the widening of 5th St SE from Malcolm Av SE to the E City Limits, Special Street Acquisition and Improvement No 2978;

b) Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$109,000 for certain purposes other than the purchase of public utilities.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-314

By Mead & Campbell

**SPECIAL STREET
ACQUISITION AND
IMPROVEMENT NO 2978**

Adopting the special assessments for the street improvements associated with the widening of 5th St SE from Malcolm Av SE to the E City Limits.

Whereas, the City Council on July 17, 1998 passed a Transportation and Public Works and Ways and Means/Budget Committee Report accepting a petition from Northern Star Co and First Industrial Development Services Group LLC for certain properties to be specially assessed \$109,000 for the costs of street improvements associated with the widening of 5th St SE from Malcolm Av SE to the E City Limits; and

Whereas, a public hearing was held on August 20, 1998 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed special assessments as shown on the proposed assessment roll on file in the Office of the City

and to consider all written and oral objections and statements regarding this matter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the proposed special assessments in the total amount of \$109,000 against the benefited properties described in the petition and as shown on the proposed assessment roll on file in the Office of the City Clerk be and hereby are adopted and assessed.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments may be paid shall be fixed at twenty (20) and that interest be charged at the same rate as assessment bonds are sold for in 1998 with collection of the special assessments to begin on the 1999 real estate tax statements.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 98R-315
By Mead & Campbell**

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$109,000 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 5th St SE from Malcolm Av SE to the E City Limits Project, Special Street Acquisition and Improvement No 2978, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee, having under consideration a report passed May 8, 1998 awarding a contract under OP #4867 with EJM Pipe Services for installation of steel casing pipe under railroad tracks, now recommends that said report be amended by increasing the bid by \$26,022.35, to furnish labor and materials for an additional jacking project.

Your Committee further recommends that the proper City officers be authorized to amend the contract with EJM Pipe Services provided under OP #4867 for the additional services.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee recommends acceptance of the low bid received on OP #4934 (Petr No 264084) submitted by Carus Chemical Company, for an annual estimated expenditure of \$83,000, for furnishing and delivering potassium permanganate to the Public Works Water Department as needed through September 30, 1999.

Your Committee further recommends that the proper City Officers be authorized to execute a contract for said services.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee recommends that the proper City officers be authorized to issue a Request for Proposals (RFP) seeking software consulting and maintenance services for the centralized computer revenue control system for the Municipal Parking System. (Petr No 264083)

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee recommends that the proper City officers be authorized to solicit bids for replacement of the parking revenue control equipment at the Third

Av N/5th St Garage, the Plaza Municipal Ramp and the St. Anthony Municipal Ramp. (Petr No 264083)

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee, having under consideration the reconstruction of Upton and Sheridan Aves S between W 43rd and W 44th St, a neighborhood improvement project of the Linden Hills Neighborhood Revitalization Program (NRP) Action Plan, now recommends passage of the accompanying resolution appropriating \$1,500 to the PW – Transportation Capital Agency to fund the City's costs for streetscape planning services for the reconstruction project, to be reimbursed by Linden Hills NRP funds.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-316
By Mead & Campbell

Amending The 1998 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the PW – Transportation Capital Agency in the Permanent Improvement Projects Fund (4100-943-9440) by \$1,500 and increasing the revenue source (4100-943-9440 – Source 3845) by \$1,500, for streetscape planning services for Upton/Sheridan Av S improvement project.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee, having under consideration the Midtown

Greenway Project, now recommends that the proper City officers be authorized to enter into an intergovernmental agreement with Hennepin County Community Works to begin the Request for Proposals (RFP) process regarding the program for development for the Lake Street/Midtown Greenway Phase I area (28th to 31st Sts S from the western City limits to 5th Av S). The proposed RFP consultant services budget is \$75,000 of which the City will contribute \$12,500 after January 1, 1999, payable from the Bicycle Capital Account.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee recommends approval for the proper City officers to include an insert in the September 1998 utility bills notifying residents of the second annual America Recycles Day on November 15, 1998 and including a flyer encouraging the purchase of recycled content products. (Petr No 264082)

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee, having under consideration the Public Works Facilities Project and the need to temporarily relocate the Street Maintenance Operations Division pending the final move of that division to new facilities in Phase II of the project, now recommends that the proper City officers be authorized to enter into a purchase agreement with Monte Friedkin to acquire the property at 198 Aldrich Av N for the price of \$700,000, plus actual closing and relocation costs not to exceed \$30,000, with the owner required to pay all outstanding assessments as well as the 1998 property taxes pro-rated to the date of closing.

Your Committee further recommends that the proper City officers be directed to draft and execute all necessary documents related to said acquisition.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved August 28, 1998.
J. Cherryhomes, Acting Mayor.
Attest: M. Keefe, City Clerk.
(Published September 1, 1998)

T&PW & W&M/Budget – Your Committee recommends acceptance of the low bid received on OP #4944 (Petr No 264084) submitted by Killmer Electric Company for an estimated first year expenditure of \$1,556,400, for furnishing, delivering and installing lighting for the Lowry Hill Pedestrian Lighting Projects for the Public Works Transportation Division.

Your Committee further recommends that the proper City Officers be authorized to execute a contract for said services.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **WAYS & MEANS/BUDGET**

Committee submitted the following reports:

W&M/Budget – Your Committee recommends that the proper City officers be authorized to amend the Fiscal Year 1997 Consolidated Plan (Year 23 Community Development Block Grant Budget) to add the Saint Anthony Parkway Bridge Project and to transfer funds, in the amount of \$255,000, from Inspections Demolition to said bridge project, and having held a public hearing thereon, further recommends that the proper City officers be authorized to submit to the Housing and Urban Development (HUD) Agency the public comments received at said public hearing, in accordance with HUD requirements.

Your Committee further recommends that transfer of funds be included as a technical amendment to the 1998 Capital Improvement Appropriation, as reflected in Resolution 98R-318, passed August 28, 1998.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute Amendment #2 to Contract #12382 with Dale Dobson, extending

said contract through the upcoming transition period (as the permanent Project Coordinator for the Convention Center Completion Project assumes his duties) to provide continuation of required management services, increasing said contract by up to \$30,000 for a new contract total not to exceed \$105,000, payable from Permanent Improvement Projects Fund – Convention Center Site Agency (4100-975-9751).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee, having under consideration the Mid-Year Budget Status Report and accompanying recommendations of the Finance Officer, now recommends:

a) Passage of the accompanying Resolution approving technical appropriation amendments and revenue adjustments to the 1998 General Appropriation Resolution;

b) Passage of the accompanying Resolution approving technical appropriation amendments to the 1998 Capital Improvement Appropriation Resolution;

c) Passage of the accompanying Resolution increasing the Information and Technology Services Agency by up to \$1,300,000; and

d) Authorization to allocate the \$1,000,000 1998 wage provision from the General Fund Contingency to General Fund departmental budgets.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-317

By Campbell

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by the following:

Fund	Agency	Agency Name	Amount
0100	127	Transfers	\$105,066
0100	140	Attorney	126,000
0100	400	Police	1,607,000
0100	440	Health	54,284
0100	630	Public Works, Sewer	152,000
0100	800	Communications	18,248
0100	835	Licenses	5,376
0100	841	Intergovernmental Relations	10,000
		Total Fund 0100	\$2,077,974
0400	300	Civil Rights	51,887
0400	860	Neighborhood Services	50,000
0400	860	Neighborhood Services	(50,000)
		Total Fund 0400	\$51,887
0600	850	Inspections	39,299
0600	860	Neighborhood Services	(39,299)
0600	860	Neighborhood Services	105,066
		Total Fund 0600	\$105,066
7300	630	Public Works, Sewer	\$520,000
		Total Fund 7300	\$520,000
7500	630	Public Works, Transportation	\$1,200,000
		Total Fund 7500	\$1,200,000

Adopted. Yeas, 13; Nays none.
 Passed August 28, 1998. J. Cherryhomes, President of Council.
 Approved September 3, 1998. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

RESOLUTION 98R-318
By Campbell

Amending The 1998 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:
 That the above-entitled resolution, as amended, be further amended by the following:

Fund	Agency	Agency Name	Amount
4100	937	Public Works	\$215,000
4100	937	Public Works	(255,000)
4100	937	Public Works	255,000
4100	937	Public Works	(255,000)
4100	937	Public Works	255,000
		Total Fund 4100	\$215,000

Adopted. Yeas, 13; Nays none.
 Passed August 28, 1998. J. Cherryhomes, President of Council.
 Approved September 3, 1998. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

RESOLUTION 98R-319
By Campbell

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Information and Technology Services Agency in the Intergovernmental Services Fund (6400-880) by up to \$1,300,000.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to negotiate and execute a contract with Rodney Leibold to serve as the Project Coordinator for the Convention Center Completion Project, for the period from October 1, 1998 through December 31, 2001, in an amount not to exceed \$560,000, payable from the Permanent Improvement Projects Fund – Convention Center Site (4100-975-9751).

Adopted. Yeas, 12; Nays none.

Declining to Vote – Biernat.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the lawsuits filed against the City by the following individuals be settled and be payable as follows:

a) Jodi Peterson, \$7,300, payable from 6900-150-1500-4400;

b) William Dolan, Jr. and his attorney, Thomas J. Miller, Esq, \$7,500, payable from 6900-150-1500-6640; and

c) Laura Jean Stokowski and her attorneys, Yost and Baill, \$2,544.41, payable from 6900-150-1500-4000.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that Council action of July 31, 1998 be amended to reflect the recalculation of back pay for Forensic Scientist I, II and III positions, in the amount of \$19,639, in

accordance with the United States Department of Labor Audit of the Identification Division of the Police Department.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute the following Change Orders to Contract #13006 with Veit & Company, Inc (Petn No 264091), increasing said contract by \$4,752.50, for a new contract total of \$27,911.12, to provide various services relating to the Convention Center Parking Ramp Building Site Demolition Project, payable from Permanent Improvement Projects Fund – Convention Center Site Agency (4100-975-9751):

a) Change Order #1, in the amount of \$2,412.50; and

b) Change Order #2, in the amount of \$2,340.00.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to issue a Request for Proposals (RFP) for consultant services to assist with development of conceptual design options and cost estimates for design services for the Third Avenue of the Arts Project.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute a contract with DMG/ Maximus to provide cost accounting consultant services, in an amount not to exceed \$50,000, payable from the General Fund – Finance Department Agency (0100-820-8230).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to issue Fund Availability Notice (FAN) #98-1 to the Minneapolis Public Schools, under Master Contract #10019, to continue to provide instructional and support services to approximately 40 out-of-school participants at the North Community High School Academy of Manufacturing and Engineering Technology, extending the period of performance from January 1, 1997 through December 31, 1998, payable from 0600-860-8600, with no increase in funds.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute Amendment #2 to Contract #10977 with the Domestic Abuse Project to provide services to victims of abuse, extending said contract through August 15, 1999 and increasing the amount by \$200,000, for a new contract total of \$400,000, with \$100,000 from Community Resource Program (CRP), Years 8 and 9, to cover costs for the period from August 16, 1997 through August 15, 1998 and \$100,000 from CRP, Years 9 and 10, for the period from August 16, 1998 through August 15, 1999, payable from the Grants – Other Fund – Neighborhood Services Agency (0600-860-8605).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to amend the following Fund Availability Notices (FANs), to provide employment training and placement services for residents who are eligible for the Job Training Partnership Act (JTPA) 5% Older Worker Program, extending said FANs for the period from July 1, 1997 through December 31, 1998, with no increase in funds:

Funds	Agency	Master Contract #	Amount	Fan #
0300-860-8600	RESOURCE, Inc.	10013	\$20,000	36-1a
0300-860-8600	East Side Neighborhood Services	10002	\$20,000	36-1a

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to issue Fund Availability Notice (FAN) #A4-1a to the Minnesota Department of Economic Security to provide monitoring and payroll processing for approximately 1300 youth, as part of the Summer Youth Employment and Training Program (SYETP), under Master Contract #10014, for the period from April 1, 1998 through September 30, 1998, in the amount of \$54,680, payable from 0300-860-8600.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee

recommends that the proper City officers be authorized to execute Amendment #2 to Contract #10821 with the Minneapolis Public Schools, Special School District #1, extending said contract for the period from July 1, 1998 through December 31, 1998 to provide continued personnel services while a new contract is being negotiated, for an estimated amount of \$170,000, and a new estimated yearly total of \$340,000, based on the level of services requested by the district, payable from 0100-815-8155.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee

recommends that the proper City officers be authorized to execute Amendment #4 to Contract #6856 with Delta Dental Plan of Minnesota to provide administrative services, including claims processing, cost containment and actuarial services, extending said contract for the period from January 1, 1999 through December 31, 2001, at a fee of \$3.34 per employee per month.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee

recommends that Council action of April 24, 1998, Ordinance No. 98-Or-038, be amended to change the dates relating to the salary cap requirement for all appointed officials, in accordance with Minnesota Statutes, Section 43A.17, Subdivision 9.

Your Committee further recommends passage of the accompanying Ordinance amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to **Administration: Personnel** to reflect said amendments.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-089

By Campbell

1st & 2nd Readings: 8/28/98

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the final paragraph in Sections 1 through 4 of Ordinance 98-Or-038 amending Section 20.10.01 of the above-entitled ordinance be amended to read as follows:

Provided that all appointed officials are subject to the salary limitation of 95% of the Governor's salary established by the Minnesota Legislature. The salary cap is \$4,272 bi-weekly until December 31, 1997. Effective January 1, 1998, the cap shall increase to \$4,378 and any appointed official affected by the cap shall receive and adjustment on that date. Adjustments after July 1, 1998 shall be made when the Minnesota Legislature makes any adjustments to the Governor's salary. Provided further, that Finance reduce the bi-weekly rate for the value of other compensation received by an appointed official including a City vehicle and/or Vehicle allowance, so that the official's total compensation does not exceed 95% of the Governor's salary, pursuant to Section 43A.17, subd. 9, of the Minnesota Statutes.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee

recommends approval of the Minneapolis City Supervisors Association labor agreement settlement, as more fully set forth in Petn No 264093 on file in the Office of the City Clerk, which summarizes the major proposed terms of said agreement.

Your Committee further recommends that the proper City officers be authorized to execute a 3-year contract to reflect the terms of said agreement, effective January 1, 1998 through December 31, 2000.

Your Committee further recommends passage of the accompanying amendments to the Salary Ordinance providing for implementation of salary adjustments, as set forth in said labor agreement.

Your Committee further recommends summary publication of the above-described Ordinance.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ordinance 98-Or-090, amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, providing for salary adjustments based on the labor agreement settlement with the Minneapolis City Supervisors Association, was passed August 28, 1998, by the City Council and approved September 3, 1998, by the Mayor. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 98-Or-090
By Campbell
1st & 2nd Readings: 8/28/98

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classifications in Section 20.10.01 of the above entitled ordinance be amended to make the following changes effective January 1, 1998

20.10.01 Council Jurisdiction.

The compensation of the listed classifications under City Council jurisdiction shall be provided in this Chapter.

The rates of pay herein provided shall be effective as of January 1, 1998, January 1, 1999, and January 1, 2000, except as hereinafter provided, and shall apply to all persons in the employ of the City on or after the enumerated effective date, including those who have since such date retired or have been laid off through no fault or delinquency of such employee, but shall not apply to any employee heretofore separated from the service by voluntary resignation or through fault or delinquency on the part of such employee.

The rates stated herein shall be the biweekly salary rates unless stated otherwise.

MINNEAPOLIS CITY SUPERVISORS ASSOCIATION (CSU)

Effective January 1, 1998

FLSA	OTC	CODE	CLASSIFICATION		1st P STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7th STEP
E	3	00910C	Asst. Supv., Animal Control	B	1370	1383	1442	1567	1651	1738	1835
E	4	00920C	Asst. Supv., Building Inspections	B	1896	1916	1934	1954	1973	2022	2075
E	4	00930C	Asst. Supv., Housing Inspections	B	1896	1916	1934	1954	1973	2022	2075
E	4	00950C	Asst. Supv., Parking & Traff. Ctrl.	B	1650	1733	1818	1911			
E	2	00980C	Asst. Supv., Water Treatment Plant	B	1640	1784	1859				
E	3	01700C	Chief Inspector, Sidewalk	B	1383	1482	1567	1651	1738	1835	
E	3	01710C	Chief Inspector, Street Connections	B	1383	1482	1567	1651	1738	1835	
E	4	03600C	District Street Supervisor I	B	1992	2084	2172				

AUGUST 28, 1998

E	4	03610C	District Street Supervisor II	B	2139	2235	2332					
E	1	03620C	District Street Supervisor III	B	2374	2494	2617					
N	2	04150C	Equipment Dispatcher	B	1390	1607	1676	1760				
E	4	04475C	Floor Supervisor, Conv. Center	B	1530	1547	1562	1579	1820	1911	1996	
N	2	04610C	Foreman, Electronics	B	1383	1482	1567	1651	1738	1835		
E	2	04620C	Foreman, Equipment Repair	B	1565	1643	1725	1806	1889			
E	2	04950C	Foreman, Shop, Water Department	B	1725	1806	1889					
E	2	04970C	Foreman, Stationary Engineers	B	1530	1547	1562	1579	1820	1911	1996	
E	4	05120C	Gen. Foreman, Bridge Maint & Repair	B	2198	2293	2389					
E	3	05140C	Gen. Foreman, Electrician**	B								
E	4	05180C	Gen. Foreman, Paving Construction	B	2198	2293	2389					
E	4	05200C	Gen. Foreman, Plant Maint-New Const.	B	2160	2253	2349					
E	4	05220C	Gen. Foreman, Sewer Construction	B	2198	2293	2389					
E	4	05250C	Gen. Foreman, Water Service Maint.	B	2139	2235	2332					
E	3	05980C	Lead Inspector, Environmental	B	1895	1915	1933	1953	1972	2021	2074	
E	4	06550C	Manager, Animal Control	B	1745	1833	1924	2020	2122	2228	2339	
E	4	06740C	Manager, Health Promotion Nursing Svc.	B	1799	1895	1997	2098	2207	2324		
E	4	07840C	Plan Examiner I-Electrical	B	1895	1915	1933	1953	1972	2021	2074	
E	4	07860C	Plan Examiner I-Plumbing	B	1896	1916	1934	1954	1973	2022	2086	
E	4	07850C	Plan Examiner I-Heating & Refrigeration	B	1896	1916	1934	1954	1973	2022	2086	
E	4	07870C	Plan Examiner I-Warm Air Heating	B	1896	1916	1934	1954	1973	2022	2086	
E	4	08940C	Sanitarian III	B	1500	1613	1696	1788	1888	1985	2230	
E	3	09198C	Shift Supr, Housekeeping/Setup	B	1262	1325	1391	1461	1534	1610	1691	
E	1	09780C	Superintendent, Sanitation	B	2195	2308	2426	2547	2678	2815		
E	4	09830C	Supervisor, Building Inspections	B	1805	1895	1997	2098	2207	2324		
E	4	09840C	Supervisor, Building Opr. & Maint.	B	2179	2274	2370					
E	4	09860C	Supervisor, Central Garage	B	1714	1729	1747	1764	1782	1870	1956	
E	4	09925C	Supervisor, Crime Prevention	B	1425	1486	1571	1650	1732	1818	1911	
E	3	09950C	Supervisor, Distribution Center	B	1425	1498	1571	1650	1733	1818	1911	
E	4	09970C	Supervisor, Electrical Inspections	B	1805	1895	1997	2098	2207	2324		
E	3	09980C	Supervisor, Electronics	B	1781	1871	1965	2062	2165	2274		
E	4	10000C	Supervisor, Equipment	B	2160	2253	2349					
E	4	10050C	Supervisor, Hazardous & Boarded Bldg.	B	1805	1895	1997	2098	2207	2324		
E	4	10060C	Supervisor, Housekeeping/Set Up	B	1530	1547	1562	1579	1820	1911	1996	
E	4	10070C	Supervisor, Housing Inspections	B	1805	1895	1,997	2,098	2,207	2,324		
N	3	10081C	Supervisor, Meter Service Worker	B	1376	1444	1516	1592	1672	1756		
E	4	10140C	Supervisor, Parking & Traff. Ctrl.	B	1792	1882	1976	2075				
E	4	10150C	Supervisor, Paving Products Plant	B	1953	2045	2135					
E	4	10180C	Supervisor, Plant Operations , Conv.Center	B	1530	1547	1562	1579	1820	1911	1996	

E	4	10190C	Supervisor, Plumbing	B	1805	1895	1997	2098	2207	2324	
E	3	10200C	Supervisor, Police Warehouse Facility	B	1225	1313	1367	1408	1458	1503	
E	4	10220C	Supervisor, Pumping Station	B	2032	2123	2211				
E	4	10230C	Supervisor, Ramp Repair & Restoration	B	2050	2141	2230				
E	4	10240C	Supervisor, Real Estate Assessment	B	1628	1749	1842	1935	2038	2143	2253
E	4	10250C	Supervisor, Recycling Collect. Serv.	B	1953	2045	2135				
E	4	10260C	Supervisor, Security/Safety	B	1298	1364	1431	1504	1,79	1657	1740
E	4	10270C	Supervisor, Sewer Maintenance	B	2032	2123	2211				
E	4	10300C	Supervisor, Towing & Impounding Lot	B	1792	1882	1976	2075			
E	4	10320C	Supervisor, Traffic Equipment Maint.	B	1953	2045	2135				
E	4	10360C	Supervisor, Water Treatment Lab.	B	1781	1915	2014	2119	2230	2345	2464
E	2	10370C	Supervisor, Water Treatment Plant	B	1992	2084	2172				
E	3	10600C	Traffic Control Agent II	B	1262	1325	1391	1461	1534	1610	1691
E	3	10780C	Vehicle Records Shift Supervisor	B	1089	1162	1288	1340	1386	1447	1503

Provided that employees shall receive the following longevity.

\$12 Biweekly longevity at the beginning of the 10th year of service.

\$21.60 Biweekly longevity at the beginning of the 15th year of service.

\$22.40 Biweekly longevity at the beginning of the 20th year of service.

\$31.20 Biweekly longevity at the beginning of the 25th year of service.

Provided that the Foreman, Stationary Engineers, when properly licensed and while performing the duties of, and/or supervising Stationary Engineers who are performing Maintenance Electrician duties shall receive a premium of \$.50 cents per hour.

Provided that a \$.25 cents per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m.

Provided that a forty cent (\$.40) per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m. Provided further that ninety-five cents (\$.95) per hour shift differential be paid to employees in law enforcement support job classifications for shifts which are permanently fixed and where at least one-half (1/2) of the work hours (exclusive of unpaid meal periods) fall between the hours of 6:00 p.m. and 6:00 a.m.

MINNEAPOLIS CITY SUPERVISORS ASSOCIATION (CSU)

Effective January 1,1999

FLSA	OTC	CODE	CLASSIFICATION	P	1st STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7TH STEP
E	3	00910C	Asst. Supv., Animal Control	B	1404	1418	1478	1606	1692	1781	1881
E	4	00920C	Asst. Supv., Building Inspections	B	1943	1964	1982	2003	2022	2073	2127
E	4	00930C	Asst. Supv., Housing Inspections	B	1943	1964	1982	2003	2022	2073	2127
E	4	00950C	Asst. Supv., Parking & Traff. Ctrl.	B	1691	1776	1863	1959			
E	2	00980C	Asst. Supv., Water Treatment Plant	B	1681	1829	1905				
E	3	01700C	Chief Inspector, Sidewalk	B	1418	1519	1606	1692	1781	1881	
E	3	01710C	Chief Inspector, Street Connections	B	1418	1519	1606	1692	1781	1881	
E	4	03600C	District Street Supervisor I	B	2042	2136	2226				
E	4	03610C	District Street Supervisor II	B	2192	2291	2390				

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E	1	03620C	District Street Supervisor III	B	2433	2556	2682						
N	2	04150C	Equipment Dispatcher	B	1425	1647	1718	1804					
E	4	04475C	Floor Supervisor, Conv. Center	B	1568	1586	1601	1618	1866	1959	2046		
N	2	04610C	Foreman, Electronics	B	1418	1519	1606	1692	1781	1881			
E	2	04620C	Foreman, Equipment Repair	B	1604	1684	1768	1851	1936				
E	2	04950C	Foreman, Shop, Water Department	B	1768	1851	1936						
E	2	04970C	Foreman, Stationary Engineers	B	1568	1586	1601	1618	1866	1959	2046		
E	4	05120C	Gen. Foreman, Bridge Maint & Repair	B	2253	2350	2449						
E	3	05140C	Gen. Foreman, Electrician**	B									
E	4	05200C	Gen. Foreman, Plant Maint- New Const.	B	2214	2309	2408						
E	4	05220C	Gen. Foreman, Sewer Construction	B	2253	2350	2449						
E	4	05250C	Gen. Foreman, Water Service Maint.	B	2192	2291	2390						
E	3	05980C	Lead Inspector, Environmental	B	1942	1963	1981	2002	2021	2072	2126		
E	4	06550C	Manager, Animal Control	B	1789	1879	1972	2071	2175	2284	2397		
E	4	06740C	Manager, Health Promotion Nursing Svc.	B	1844	1942	2047	2150	2262	2382			
E	4	07840C	Plan Examiner I-Electrical	B	1942	1963	1981	2002	2021	2072	2126		
E	4	07860C	Plan Examiner I-Plumbing	B	1943	1964	1982	2003	2022	2073	2138		
E	4	07850C	Plan Examiner I-Heating & Refrigeration	B	1943	1964	1982	2003	2022	2073	2138		
E	4	07870C	Plan Examiner I-Warm Air Heating	B	1943	1964	1982	2003	2022	2073	2138		
E	4	08940C	Sanitarian III	B	1538	1653	1738	1833	1935	2035	2286		
E	3	09198C	Shift Supr, Housekeeping/Setup	B	1294	1358	1426	1498	1572	1650	1733		
E	1	09780C	Superintendent, Sanitation	B	2250	2366	2487	2611	2745	2885			
E	4	09830C	Supervisor, Building Inspections	B	1850	1942	2047	2150	2262	2382			
E	4	09840C	Supervisor, Building Opr. & Maint.	B	2233	2331	2429						
E	4	09860C	Supervisor, Central Garage	B	1757	1772	1791	1808	1827	1917	2005		
E	4	09925C	Supervisor, Crime Prevention	B	1461	1523	1610	1691	1775	1863	1959		
E	3	09950C	Supervisor, Distribution Center	B	1461	1535	1610	1691	1776	1863	1959		
E	4	09970C	Supervisor, Electrical Inspections	B	1850	1942	2047	2150	2262	2382			
E	3	09980C	Supervisor, Electronics	B	1826	1918	2014	2114	2219	2331			
E	4	10000C	Supervisor, Equipment	B	2214	2309	2408						
E	4	10050C	Supervisor, Hazardous & Boarded Bldg.	B	1850	1942	2047	2150	2262	2382			
E	4	10060C	Supervisor, Housekeeping/Set Up	B	1568	1586	1601	1618	1866	1959	2046		
E	4	10070C	Supervisor, Housing Inspections	B	1850	1942	2047	2150	2262	2382			
N	3	10081C	Supervisor, Meter Service Worker	B	1410	1480	1554	1632	1714	1800			
E	4	10140C	Supervisor, Parking & Traff. Ctrl.	B	1837	1929	2025	2127					
E	4	10150C	Supervisor, Paving Products Plant	B	2002	2096	2188						
E	4	10180C	Supervisor, Plant Operations , Conv. Center	B	1568	1586	1601	1618	1866	1959	2046		
E	4	10190C	Supervisor, Plumbing	B	1850	1942	2047	2150	2262	2382			
E	3	10200C	Supervisor, Police Warehouse Facility	B	1256	1346	1401	1443	1494	1541			
E	4	10220C	Supervisor, Pumping Station	B	2083	2176	2266						

E	4	10230C	Supervisor, Ramp Repair & Restoration	B	2101	2195	2286						
E	4	10240C	Supervisor, Real Estate Assessment	B	1669	1793	1888	1983	2089	2197	2309		
E	4	10250C	Supervisor, Recycling Collect. Serv.	B	2002	2096	2188						
E	4	10260C	Supervisor, Security/Safety	B	1330	1398	1467	1542	1618	1698	1784		
E	4	10270C	Supervisor, Sewer Maintenance	B	2083	2176	2266						
E	4	10300C	Supervisor, Towing & Impounding Lot	B	1837	1929	2025	2127					
E	4	10320C	Supervisor, Traffic Equipment Maint.	B	2002	2096	2188						
E	4	10360C	Supervisor, Water Treatment Lab.	B	1826	1963	2064	2172	2286	2404	2526		
E	2	10370C	Supervisor, Water Treatment Plant	B	2042	2136	2226						
E	3	10600C	Traffic Control Agent II	B	1294	1358	1426	1498	1572	1650	1733		
E	3	10780C	Vehicle Records Shift Supervisor	B	1116	1191	1320	1374	1421	1483	1541		

Provided that employees shall receive the following longevity.

\$12.00 Biweekly longevity at the beginning of the 10th year of service.

\$22.40 Biweekly longevity at the beginning of the 15th year of service.

\$27.20 Biweekly longevity at the beginning of the 20th year of service.

\$36.00 Biweekly longevity at the beginning of the 25th year of service.

Provided that the Foreman, Stationary Engineers, when properly licensed and while performing the duties of, and/or supervising Stationary Engineers who are performing Maintenance Electrician duties shall receive a premium of \$.50 cents per hour.

Provided that a \$.25 cents per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m.

Provided that a forty cent (\$.40) per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m. Provided further that ninety-five cents (\$.95) per hour shift differential be paid to employees in law enforcement support job classifications for shifts which are permanently fixed and where at least one-half (1/2) of the work hours (exclusive of unpaid meal periods) fall between the hours of 6:00 p.m. and 6:00 a.m.

MINNEAPOLIS CITY SUPERVISORS ASSOCIATION (CSU)

Effective January 1, 2000 (a)*

FLSA	OTC	CODE	CLASSIFICATION	P	1st STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7th STEP
E	3	00910C	Asst. Supv., Animal Control	B	1439	1453	1515	1646	1734	1826	1928
E	4	00920C	Asst. Supv., Building Inspections	B	1992	2013	2032	2053	2073	2125	2180
E	4	00930C	Asst. Supv., Housing Inspections	B	1992	2013	2032	2053	2073	2125	2180
E	4	00950C	Asst. Supv., Parking & Traff. Ctrl.	B	1733	1820	1910	2008			
E	2	00980C	Asst. Supv., Water Treatment Plant	B	1723	1875	1953				
E	3	01700C	Chief Inspector, Sidewalk	B	1453	1557	1646	1734	1826	1928	
E	3	01710C	Chief Inspector, Street Connections	B	1453	1557	1646	1734	1826	1928	
E	4	03600C	District Street Supervisor I	B	2093	2189	2282				
E	4	03610C	District Street Supervisor II	B	2247	2348	2450				
E	1	03620C	District Street Supervisor III	B	2494	2620	2749				
N	2	04150C	Equipment Dispatcher	B	1461	1688	1761	1849			
E	4	04475C	Floor Supervisor, Conv. Center	B	1607	1626	1641	1658	1913	2008	2097

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N	2	04610C	Foreman, Electronics	B	1453	1557	1646	1734	1826	1928	
E	2	04620C	Foreman, Equipment Repair	B	1644	1726	1812	1897	1984		
E	2	04950C	Foreman, Shop, Water Department	B	1812	1897	1984				
E	2	04970C	Foreman, Stationary Engineers	B	1607	1626	1641	1658	1913	2008	2097
E	4	05120C	Gen. Foreman, Bridge Maint & Repair	B	2309	2409	2510				
E	3	05140C	Gen. Foreman, Electrician**	B							
E	4	05200C	Gen. Foreman, Plant Maint- New Const.	B	2269	2367	2468				
E	4	05220C	Gen. Foreman, Sewer Construction	B	2309	2409	2510				
E	4	05250C	Gen. Foreman, Water Service Maint.	B	2247	2348	2450				
E	3	05980C	Lead Inspector, Environmental	B	1991	2012	2031	2052	2072	2124	2179
E	4	06550C	Manager, Animal Control	B	1834	1926	2021	2123	2229	2341	2457
E	4	06740C	Manager, Health Promotion Nursing Svc.	B	1890	1991	2098	2204	2319	2442	
E	4	07840C	Plan Examiner I-Electrical	B	1991	2012	2031	2052	2072	2124	2179
E	4	07860C	Plan Examiner I-Plumbing	B	1992	2013	2032	2053	2073	2125	2191
E	4	07850C	Plan Examiner I-Heating & Refrigeration	B	1992	2013	2032	2053	2073	2125	2191
E	4	07870C	Plan Examiner I-Warm Air Heating	B	1992	2013	2032	2053	2073	2125	2191
E	4	08940C	Sanitarian III	B	1576	1694	1781	1879	1983	2086	2343
E	3	09198C	Shift Supr, Housekeeping/Setup	B	1326	1392	1462	1535	1611	1691	1776
E	1	09780C	Superintendent, Sanitation	B	2306	2425	2549	2676	2814	2957	
E	4	09830C	Supervisor, Building Inspections	B	1896	1991	2098	2204	2319	2442	
E	4	09840C	Supervisor, Building Opr.& Maint.	B	2289	2389	2490				
E	4	09860C	Supervisor, Central Garage	B	1801	1816	1836	1853	1873	1965	2055
E	4	09925C	Supervisor, Crime Prevention	B	1498	1561	1650	1733	1819	1910	2008
E	3	09950C	Supervisor, Distribution Center	B	1498	1573	1650	1733	1820	1910	2008
E	4	09970C	Supervisor, Electrical Inspections	B	1896	1991	2098	2204	2319	2442	
E	3	09980C	Supervisor, Electronics	B	1872	1966	2064	2167	2274	2389	
E	4	10000C	Supervisor, Equipment	B	2269	2367	2468				
E	4	10050C	Supervisor, Hazardous & Boarded Bldg.	B	1896	1991	2098	2204	2319	2442	
E	4	10060C	Supervisor, Housekeeping/Set up	B	1607	1626	1641	1658	1913	2008	2097
E	4	10070C	Supervisor, Housing Inspections	B	1896	1991	2098	2204	2319	2442	
N	3	10081C	Supervisor, Meter Service Worker	B	1445	1517	1593	1673	1757	1845	
E	4	10140C	Supervisor, Parking & Traff. Ctrl.	B	1883	1977	2076	2180			
E	4	10150C	Supervisor, Paving Products Plant	B	2052	2148	2243				
E	4	10180C	Supervisor, Plant Operations , Conv. Center	B	1607	1626	1641	1658	1913	2008	2097
E	4	10190C	Supervisor, Plumbing	B	1896	1991	2098	2204	2319	2442	
E	3	10200C	Supervisor, Police Warehouse Facility	B	1287	1380	1436	1479	1531	1580	
E	4	10220C	Supervisor, Pumping Station	B	2135	2230	2323				
E	4	10230C	Supervisor, Ramp Repair & Restoration	B	2154	2250	2343				
E	4	10240C	Supervisor, Real Estate Assessment	B	1711	1838	1935	2033	2141	2252	2367

E	4	10250C	Supervisor, Recycling Collect. Serv.	B	2052	2148	2243						
E	4	10260C	Supervisor, Security/Safety	B	1363	1433	1504	1581	1658	1740	1829		
E	4	10270C	Supervisor, Sewer Maintenance	B	2135	2230	2323						
E	4	10300C	Supervisor, Towing & Impounding Lot	B	1883	1977	2076	2180					
E	4	10320C	Supervisor, Traffic Equipment Maint.	B	2052	2148	2243						
E	4	10360C	Supervisor, Water Treatment Lab.	B	1872	2012	2116	2226	2343	2464	2589		
E	2	10370C	Supervisor, Water Treatment Plant	B	2093	2189	2282						
E	3	10600C	Traffic Control Agent II	B	1326	1392	1462	1535	1611	1691	1776		
E	3	10780C	Vehicle Records Shift Supervisor	B	1144	1221	1353	1408	1457	1520	1580		

Provided that employees shall receive the following longevity.

\$12.00 Biweekly longevity at the beginning of the 10th year of service.

\$23.20 Biweekly longevity at the beginning of the 15th year of service.

\$28.00 Biweekly longevity at the beginning of the 20th year of service.

\$36.80 Biweekly longevity at the beginning of the 25th year of service.

Provided that the Foreman, Stationary Engineers, when properly licensed and while performing the duties of, and/or supervising Stationary Engineers who are performing Maintenance Electrician duties shall receive a premium of \$.50 cents per hour.

Provided that a \$.25 cents per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m.

Provided that a forty cent (\$.40) per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m. Provided further that ninety-five cents (\$.95) per hour shift differential be paid to employees in law enforcement support job classifications for shifts which are permanently fixed and where at least one-half (1/2) of the work hours (exclusive of unpaid meal periods) fall between the hours of 6:00 p.m. and 6:00 a.m.

MINNEAPOLIS CITY SUPERVISORS ASSOCIATION (CSU)

Effective January 1, 2000 (b)*

					1st	2nd	3rd	4th	5th	6th	7th
FLSA OTC CODE				CLASSIFICATION	P	STEP	STEP	STEP	STEP	STEP	STEP
E	3	00910C	Asst. Supv., Animal Control	B	1446	1461	1522	1654	1743	1834	1937
E	4	00920C	Asst. Supv., Building Inspections	B	2001	2023	2041	2063	2083	2135	2191
E	4	00930C	Asst. Supv., Housing Inspections	B	2001	2023	2041	2063	2083	2135	2191
E	4	00950C	Asst. Supv., Parking & Traff. Ctrl.	B	1742	1829	1919	2018			
E	2	00980C	Asst. Supv., Water Treatment Plant	B	1731	1884	1962				
E	3	01700C	Chief Inspector, Sidewalk	B	1461	1565	1654	1743	1834	1937	
E	3	01710C	Chief Inspector, Street Connections	B	1461	1565	1654	1743	1834	1937	
E	4	03600C	District Street Supervisor I	B	2103	2200	2293				
E	4	03610C	District Street Supervisor II	B	2258	2360	2462				
E	1	03620C	District Street Supervisor III	B	2506	2633	2762				
N	2	04150C	Equipment Dispatcher	B	1468	1696	1770	1858			
E	4	04475C	Floor Supervisor, Conv. Center	B	1615	1634	1649	1667	1922	2018	2107
N	2	04610C	Foreman, Electronics	B	1461	1565	1654	1743	1834	1937	
E	2	04620C	Foreman, Equipment Repair	B	1652	1735	1821	1907	1994		
E	2	04950C	Foreman, Shop, Water Department	B	1821	1907	1994				

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E	2	04970C	Foreman, Stationary Engineers	B	1615	1634	1649	1667	1922	2018	2107
E	4	05120C	Gen. Foreman, Bridge Maint & Repair	B	2321	2421	2522				
E	3	05140C	Gen. Foreman, Electrician**	B							
E	4	05200C	Gen. Foreman, Plant Maint- New Const.	B	2280	2378	2480				
E	4	05220C	Gen. Foreman, Sewer Construction	B	2321	2421	2522				
E	4	05250C	Gen. Foreman, Water Service Maint.	B	2258	2360	2462				
E	3	05980C	Lead Inspector, Environmental	B	2000	2022	2040	2062	2082	2134	2190
E	4	06550C	Manager, Animal Control	B	1843	1935	2031	2133	2240	2353	2469
E	4	06740C	Manager, Health Promotion Nursing Svc.	B	1899	2000	2108	2215	2330	2453	
E	4	07840C	Plan Examiner I-Electrical	B	2000	2022	2040	2062	2082	2134	2190
E	4	07860C	Plan Examiner I-Plumbing	B	2001	2023	2041	2063	2083	2135	2202
E	4	07850C	Plan Examiner I-Heating & Refrigeration	B	2001	2023	2041	2063	2083	2135	2202
E	4	07870C	Plan Examiner I-Warm Air Heating	B	2001	2023	2041	2063	2083	2135	2202
E	4	08940C	Sanitarian III	B	1584	1703	1790	1888	1993	2096	2355
E	3	09198C	Shift Supr, Housekeeping/Setup	B	1333	1399	1469	1543	1619	1700	1785
E	1	09780C	Superintendent, Sanitation	B	2318	2437	2562	2689	2827	2972	
E	4	09830C	Supervisor, Building Inspections	B	1906	2000	2108	2215	2330	2453	
E	4	09840C	Supervisor, Building Opr. & Maint.	B	2300	2401	2502				
E	4	09860C	Supervisor, Central Garage	B	1810	1825	1845	1862	1882	1975	2065
E	4	09925C	Supervisor, Crime Prevention	B	1505	1569	1658	1742	1828	1919	2018
E	3	09950C	Supervisor, Distribution Center	B	1505	1581	1658	1742	1829	1919	2018
E	4	09970C	Supervisor, Electrical Inspections	B	1906	2000	2108	2215	2330	2453	
E	3	09980C	Supervisor, Electronics	B	1881	1976	2074	2177	2286	2401	
E	4	10000C	Supervisor, Equipment	B	2280	2378	2480				
E	4	10050C	Supervisor, Hazardous & Boarded Bldg.	B	1906	2000	2108	2215	2330	2453	
E	4	10060C	Supervisor, Housekeeping/Set Up	B	1615	1634	1649	1667	1922	2018	2107
E	4	10070C	Supervisor, Housing Inspections	B	1906	2000	2108	2215	2330	2453	
N	3	10081C	Supervisor, Meter Service Worker	B	1452	1524	1601	1681	1765	1854	
E	4	10140C	Supervisor, Parking & Traff. Ctrl.	B	1892	1987	2086	2191			
E	4	10150C	Supervisor, Paving Products Plant	B	2062	2159	2254				
E	4	10180C	Supervisor, Plant Operations, Conv. Center	B	1615	1634	1649	1667	1922	2018	2107
E	4	10190C	Supervisor, Plumbing	B	1906	2000	2108	2215	2330	2453	
E	3	10200C	Supervisor, Police Warehouse Facility	B	1294	1386	1443	1486	1539	1587	
E	4	10220C	Supervisor, Pumping Station	B	2145	2241	2334				
E	4	10230C	Supervisor, Ramp Repair & Restoration	B	2164	2261	2355				
E	4	10240C	Supervisor, Real Estate Assessment	B	1719	1847	1945	2042	2152	2263	2378
E	4	10250C	Supervisor, Recycling Collect. Serv.	B	2062	2159	2254				
E	4	10260C	Supervisor, Security/Safety	B	1370	1440	1511	1588	1667	1749	1838

E	4	10270C	Supervisor, Sewer Maintenance	B	2145	2241	2334												
E	4	10300C	Supervisor, Towing & Impounding Lot	B	1892	1987	2086	2191											
E	4	10320C	Supervisor, Traffic Equipment Maint.	B	2062	2159	2254												
E	4	10360C	Supervisor, Water Treatment Lab.	B	1881	2022	2126	2237	2355	2476	2602								
E	2	10370C	Supervisor, Water Treatment Plant	B	2103	2200	2293												
E	3	10600C	Traffic Control Agent II	B	1333	1399	1469	1543	1619	1700	1785								
E	3	10780C	Vehicle Records Shift Supervisor	B	1149	1227	1360	1415	1464	1527	1587								

Schedule "b", above, shall be in effect should the City's general fund revenue increase more than 3% for the year 2000 over the 1999 general fund revenue. Provided that employees shall receive the following longevity.

\$12.00 Biweekly longevity at the beginning of the 10th year of service.

\$23.20 Biweekly longevity at the beginning of the 15th year of service.

\$28.00 Biweekly longevity at the beginning of the 20th year of service.

\$36.80 Biweekly longevity at the beginning of the 25th year of service.

Provided that the Foreman, Stationary Engineers, when properly licensed and while performing the duties of, and/or supervising Stationary Engineers who are performing Maintenance Electrician duties shall receive a premium of \$.50 cents per hour.

Provided that a \$.25 cents per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m.

Provided that a forty cent (\$.40) per hour shift differential be paid for shifts which start between the hours of 12:00 p.m. and 6:00 a.m. Provided further that ninety-five cents (\$.95) per hour shift differential be paid to employees in law enforcement support job classifications for shifts which are permanently fixed and where at least one-half (1/2) of the work hours (exclusive of unpaid meal periods) fall between the hours of 6:00 p.m. and 6:00 a.m.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends passage of the accompanying amendment to the **Salary Ordinance** setting the salary for the position of Public Works Safety Specialist, based on studies conducted by the Department of Human Resources.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-091

By Campbell

1st & 2nd Readings: 8/28/98

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (bi-weekly rates):
Minneapolis Professional Employees Association (CPE)

Effective March 19, 1998

FLSA	OTC	CLASSIFICATION	6-Mo Rate	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
ADD:										
E	4	Public Works Safety Specialist	\$1344	1377	1477	1558	1639	1725	1817	1919

Section 2. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (bi-weekly rates):

Minneapolis Professional Employees Association (CPE)

Effective January 1, 1999

FLSA	OTC	CLASSIFICATION	6-Mo Rate	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
E	4	Public Works Safety Specialist	\$1378	1411	1514	1597	1680	1768	1862	1967

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends passage of the accompanying amendment to the **Salary Ordinance** setting the salary for the position of Supervisory Attorney, based on studies conducted by the Department of Human Resources.

Campbell moved to substitute the following report for the above report. Seconded.

Adopted upon a voice vote.

W&M/Budget – Your Committee recommends approval of the unclassified position of Managing Attorney, Grade 14 of the Legal Promotional Line.

Your Committee further recommends passage of the accompanying amendment to the **Salary Ordinance** setting the salary for the position of Managing Attorney, based on studies conducted by the Department of Human Resources.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-092

By Campbell

1st & 2nd Readings: 8/28/98

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (annual rates):

Appointed (CAP)

Effective August 10, 1998

FLSA	OTC	CLASSIFICATION	Start	Year 1	Year 3	Year 6
ADD:						
E	1	Managing Attorney	\$85,005	89,479	92,164	93,954

Section 2. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (annual rates):

Appointed (CAP)

Effective January 1, 1999

FLSA	OTC	CLASSIFICATION	Start	Year 1	Year 3	Year 6
E	1	Managing Attorney	\$87,130	91,716	94,468	96,303

Section 3. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (annual rates):

Appointed (CAP)

Effective January 1, 2000 (a)

FLSA	OTC	CLASSIFICATION	Start	Year 1	Year 3	Year 6
E	1	Managing Attorney	\$89,308	94,009	96,830	98,711

Appointed (CAP)

Effective January 1, 2000 (b)*

FLSA	OTC	CLASSIFICATION	Start	Year 1	Year 3	Year 6
E	1	Managing Attorney	\$89,744	94,467	97,302	99,192

*Schedule (b), above, shall be in effect should the City's General Fund revenue increase more than 3% for the year 2000 over the 1999 General Fund revenue.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Republished September 18, 1998)

W&M/Budget – Your Committee recommends passage of the accompanying amendment to the **Salary Ordinance** setting the salary for the position of Supervisor, Copy Center Operations, based on studies conducted by the Department of Human Resources.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-093

By Campbell

1st & 2nd Readings: 8/28/98

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (bi-weekly rates):

Non-Represented (CNR)

Effective June 5, 1998

FLSA	OTC	CLASSIFICATION	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
ADD:									
E	1	Supervisor, Copy Center Operations	\$1217	1281	1349	1420	1495	1573	1656
DELETE:									
		Supervisor, Duplicating and Copy Center							

Section 2. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (bi-weekly rates):

Non-Represented (CNR)
Effective January 1, 1999

FLSA	OTC	CLASSIFICATION	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
E	1	Supervisor, Copy Center Operations	\$1247	1313	1383	1456	1532	1612	1697

Section 3. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes (bi-weekly rates):

Non-Represented (CNR)
Effective January 1, 2000 (a)

FLSA	OTC	CLASSIFICATION	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
E	1	Supervisor, Copy Center Operations	\$1278	1346	1418	1492	1570	1652	1739

Non-Represented (CNR)
Effective January 1, 2000 (b)*

FLSA	OTC	CLASSIFICATION	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
E	1	Supervisor, Copy Center Operations	\$1284	1352	1424	1500	1578	1660	1748

*Schedule (b), above, shall be in effect should the City's General Fund revenue increase more than 3% for the year 2000 over the 1999 General Fund revenue.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends acceptance of the Community Notification Reimbursement Grant award from the State Department of Public Safety, as reimbursement for costs relating to sex offender notification fliers and meetings.

Your Committee further recommends passage of the accompanying Resolution increasing the Police Department Agency by \$24,307.77.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved August 28, 1998. J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

RESOLUTION 98R-320

By Campbell

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants – Other Fund (0600-400-E005) by \$24,307.77 and increasing the Police Department Agency revenue estimate in the Grants – Other Fund (0600-400-E005-Source 3215) by \$24,307.77.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes,
President of Council.

Approved August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute an agreement with the United States Customs Investigations Department, for the City to assign up to 10 police officers to the Customs Investigations Task Force to provide increased narcotics enforcement in the area, for the period from August 25, 1998 through September 30, 1998, in an amount not to exceed \$13,000 per officer per year, with the understanding that overtime, administration and equipment will be provided by the federal government.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute an agreement with the United States Customs Investigations Department, for the City to assign up to 10 police officers to the Customs Investigations Task Force to provide increased narcotics enforcement in the area, for the period from October 1, 1998 through September 30, 1999, in an amount not to exceed \$13,000 per officer per year, with the understanding that overtime, administration and equipment will be provided by the federal government.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that appropriate staff be directed to prepare an amicus curiae brief in support of the writ of certiorari petition to the United States Supreme Court of the National Solid Waste Management Association regarding their United States Courts action against the

Commissioner of the Minnesota Pollution Control Agency, and to alert Hennepin County legal department and the National Solid Waste Management Association that the City is taking this action as a precautionary measure to protect the City's interests.

Lost. Yeas, 4; Nays, 9 as follows:

Yeas – Ostrow, Minn, McDonald, Johnson.

Nays – Campbell, Biernat, Niland,
Goodman, Colvin Roy, Herron, Mead, Thurber,
Cherryhomes.

W&M/Budget – Your Committee, having received an update on the Mann Theater and the associated Stimson property, now recommends that appropriate City staff be directed to return to the Community Development and Ways & Means/Budget Committees with a report detailing recommendations relating to the City's development objectives for the Mann Theater, including whether the associated Stimson property should be sold, an analysis of continued income generation from the property and issues relating to continued use by tenants; and further that recommendations be presented relating to whether the Minneapolis Community Development Agency should continue to provide property management services.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **ZONING & PLANNING** Committee submitted the following reports:

Z&P – Your Committee, having under consideration the application of First National Bank of the Lakes for a waiver from Interim Ordinance 98-Or-071, providing for a moratorium on changes in land use along Hennepin Ave between 31st and 36th Sts (passed 7/12/96, as amended), to permit construction of a drive-thru banking facility at 3101 Hennepin Ave S, now recommends that said waiver be denied.

McDonald moved to amend the report by deleting the words "be denied" and inserting in lieu thereof the following language: "is not required since the moratorium does not apply based on the record before your Committee,

and the opinion of the City Attorney's Office as set forth in Petn No 264094, since the proposed use is not an intensification." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 10; Nays, 2 as follows:

Yeas – Campbell, Biernat, Johnson, Niland, Goodman, Herron, Thurber, Colvin Roy, Minn, Cherryhomes.

Nays – McDonald, Mead.

Declining to vote – Ostrow.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P – Your Committee, having under consideration the appeal filed by Laiyun Yan from the decision of the Board of Adjustment denying his appeal of the decision of the Zoning Administrator that the existing grocery store at 2929 E 25th St is subject to the site plan review requirements under Section 530.10 of the Zoning Code requiring a paved off-street parking lot in place of the existing green space, now recommends that said appeal be granted, subject to removal of the outside pay telephone, in accordance with the Findings on file in the office of the City Clerk and made a part of this report by reference.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P – Your Committee recommends approval of the following appointments to the Committee on Urban Environment for four year terms, which expire in March, 2002:

- a) Cindy Davis, 87 Bedford St SE, Minneapolis, MN 55414 (Ward 2);
- b) Monica Angle, 1512 W 26th St, Minneapolis, MN 55405-3513 (Ward 7); and
- c) Donna Noukki, 1317 W 59th St, Minneapolis, MN 55419-2117 (Ward 13).

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P – Your Committee recommends granting the application of Frances Mendenhall for a special permit, notwithstanding the Zoning and/or Building Code, to move a garage from 2633 - 13th Ave S to 2613 - 13th Ave S, contingent upon the garage being repaired (#1998-141).

Adopted. Yeas, 12; Nays none.

Declining to vote – Ostrow.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P – Your Committee recommends denying the application of Ed Iverson, for Ocwen Bank, for a special permit notwithstanding the Zoning Code to waive the full basement requirement at 3651 Emerson Ave N, notwithstanding the staff recommendation to approve subject to completion of all code compliance orders prior to occupancy (#1998-164).

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas – Ostrow, Campbell, Biernat, Johnson, Niland, Goodman, Herron, Thurber, McDonald, Colvin Roy, Minn, Cherryhomes.

Nays – Mead.

Passed August 28, 1998.

Approved September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

MOTIONS

Ostrow, Chair of the Claims Committee, moved concurrence in the reports received from the City Attorney (Petn No 264100) recommending payment of workers' compensation to various employees and to the State Fund, and for payment of bills and professional services rendered claimants or employees injured on the job. Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Colvin Roy moved to waive the 14-day filing time as required by Chapter 455 of the Minneapolis Code of Ordinances for applicant Elli Ansari for a residential block event to be

held August 29, 1998, between the hours of 5:00 p.m. and 8:30 p.m. on 47th Street East from 27th Avenue South to the alley, having approval granted by Public Works and the Police departments to grant said waiver.

Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Goodman moved to waive the 14-day filing time as required by Chapter 455 of the Minneapolis Code of Ordinances for applicant Jessica Wiley for a residential block event to be held August 29, 1998, between the hours of 4:00 p.m. and 10:00 p.m. on Newton Avenue South between Laurel Avenue and Oliver Avenue South, having approval granted by Public Works and the Police departments to grant said waiver. Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ostrow moved to introduce the subject matter of an Ordinance amending Title 5 of the Minneapolis Code of Ordinances relating to *Building Code*, which was given its first reading and referred to the Public Safety & Regulatory Services Committee (Amending Section 89.15 permits for vacant, boarded-up and condemned buildings, by eliminating the requirement for a full basement and substituting it with a requirement for an inspection report; amending related sections on code compliance requirements for boarded, condemned and moved buildings).

Biernat moved to introduce the subject matter of an Ordinance amending Title 5, Section 85 of the Minneapolis Code of Ordinances relating to *Building Code: In General*, which was given its first reading and referred to the Public Safety & Regulatory Services Committee (Amending Section 85.20 to adopt the latest edition of the State Building Code).

Goodman moved to waive the 60-day filing time as required by Chapter 447 of the Minneapolis Code of Ordinances for applicant

Rick Vaughn, Northern States Power Company Sherco Plant, Becker, MN, for a parade to be held Monday, September 14, 1998, between the hours of 11:00 and 11:30 a.m. on the Nicollet Mall, subject to approval being granted by Public Works and the Police departments to grant said waiver. Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Goodman moved to introduce the subject matter of an Ordinance amending Title 20, Chapter 540 of the Minneapolis Code of Ordinances relating to *Zoning Code: Business Districts*, which was given its first reading and referred to the Zoning & Planning Committee (To allow window advertising for adult uses).

McDonald moved to waive the 60-day filing time as required by Chapter 447 of the Minneapolis Code of Ordinances for applicant Scott LaBat for a race to be held Sunday, September 13, 1998, between the hours of 6:30 a.m. and 12:00 noon in the vicinity of Lake Calhoun and Lake Harriet, subject to approval being granted by Public Works and the Police departments to grant said waiver. Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Johnson moved to approve the application of Larry Lee for a special permit to allow the rebuilding/replacement of an existing porch at 2919 Sheridan Avenue North, notwithstanding the Zoning Code. (1998-188) Seconded.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Minn moved to introduce the subject matter of a conservation easement at 4000 and 4100 France, which was referred to the Intergovernmental Relations and Transportation & Public Works Committees.

RESOLUTIONS

All Council Members offered a Resolution honoring Rebecca Yanisch for her sound leadership and service to the City of Minneapolis.

Biernat moved to postpone the above Resolution. Seconded.

Adopted upon a voice vote.

Biernat, Ostrow, Campbell, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Minn offered the following Resolution:

RESOLUTION 98R-321

Recognizing General Mills for its outstanding commitment to community through the work of the General Mills Foundation.

Whereas, General Mills, under the leadership of Dr. Reatha King, has made a commitment to community through a public-private partnership including the neighborhoods of Near North, Willard Hay, Jordan, and Hawthorne; and

Whereas, General Mills has invested in the neighborhoods through grants to Block Clubs, churches and other agencies for employment, housing, and innovative programming for youth, including the establishment of a SAFE HOUSE; and

Whereas, General Mills has worked closely with the Fourth Precinct of the Minneapolis Police Department to develop and fund community oriented crime prevention activities on behalf of the Hawthorne block clubs that are focused on results; and

Whereas, General Mills has initiated policy discussions among agencies, block clubs, and faith communities in Hawthorne to develop holistic solutions to complex social issues; and

Whereas, General Mills has been an active participant and leader on the neighborhood discussion concerning the site location for a new school in the Hawthorne Neighborhood; and

Whereas General Mills has hosted monthly huddle meetings in the Hawthorne neighborhood of block clubs, elected public officials, faith community, social service agencies, and the neighborhood organization to design and implement programs to improve

neighborhood livability;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That General Mills be recognized by the City of Minneapolis for its outstanding commitment to community through the work of the General Mills Foundation.

Adopted. Yeas, 13; Nays none.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved. September 3, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

UNFINISHED BUSINESS

Raze building: 3044 10th Av South
(Postponed 3/27/98, PS&RS).

Herron moved to continue postponement. Seconded.

Adopted upon a voice vote.

Motion by Cherryhomes that a new standing committee of the City Council be created entitled "Health and Human Services" to be chaired by Council Member Herron with meeting dates, times, and membership to be considered at the next regular City Council meeting. (Postponed 6/26/98).

Cherryhomes, by unanimous consent, continued postponement of the above motion.

Z&P – Your Committee concurs in the recommendation of the Planning Commission to approve the application of Michael Hudalla dba Trackstar Motorsports Inc to rezone the southerly and westerly portions of property at 2610 East 32nd Street from the M2-2 to the B3C-1 District to permit a motorcycle sales showroom, coffee shop, magazine publishing office and tailor shop (P-1035) and to adopt the related findings set forth in Petn No 264002. (63809).

Your Committee further recommends passage of the accompanying amendment to the Zoning Ordinance.

Adopted. Yeas, 12; Nays none.

Absent – Minn.

Passed August 28, 1998.

Approved. August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

ORDINANCE 98-Or-094

By McDonald

1st Reading: 7/31/98

Ref to: Z&P

2nd Reading: 8/28/98

**Amending Title 20, Chapter 536 of the
Minneapolis Code of Ordinances relating to
Zoning Code: Zoning Districts and Maps
Generally.**

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 536.20 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

A. That part of the West Half of the Northeast Quarter of Section 1, Township 28 North, Range 24 West of the 4th Principal Meridian described as follows:

Commencing at the intersection of the center line of Snelling Avenue with the South line of Griswolds 3rd Addition to Minneapolis; thence West on said South line to the line between Lots 25 and 26, Block 2, in said Addition; thence Southwesterly on the extension of said lot line to the Northeasterly right of way line of the Chicago, Milwaukee, St. Paul, and Pacific Railroad Company; thence Southeasterly along said right of way line a distance of 16 feet; thence Northeasterly parallel with said extension of the line between Lots 25 and 26 a distance of 119 feet to a point distant 127.4 feet Southwesterly, measured at right angles, from the Northeasterly line of Block 2, Griswolds 3rd Addition to Minneapolis; thence at right angles Southeasterly a distance of 10 feet; thence deflecting to the left 45 degrees a distance of 14.14 feet; thence Southeasterly parallel with Snelling Avenue a distance of 71.75 feet; thence East parallel with East 32nd Street to the center line of Snelling Avenue; thence Northwesterly to the point of beginning; except that part taken for Snelling Avenue. Also, Lots 26 and 27, Block 2, Griswolds 3rd Addition to Minneapolis;

Also, a strip of land 18 feet wide lying between a line drawn parallel to and distant 3 feet North and a line drawn parallel to and 15 feet South of the following described line, to-wit: Commencing at a point in the Southwesterly line of Snelling Avenue which is distant 58 feet Northwesterly from the

intersection of said Southwesterly line of Snelling Avenue and the North line of East 32nd Street; thence running West parallel with the North line of East 32nd Street for a distance of 132.3 feet and there terminating, except that part included in the above described tract of land (2610 East 32nd St – Plate 27) to the B3C-1 District.

Adopted. Yeas, 12; Nays none.

Absent – Minn.

Passed August 28, 1998. J. Cherryhomes, President of Council.

Approved. August 28, 1998.

J. Cherryhomes, Acting Mayor.

Attest: M. Keefe, City Clerk.

(Published September 1, 1998)

Thurber recognized Boy Scout Troop #120, doing their citizenship work, visitors to the Council today.

Campbell moved that when this Council adjourns, it adjourns to Friday, September 11, 1998, at 9:30 a.m. in Room 315 City Hall to consider the Blackwell vs. City, et al. and Kohn vs. City, et al. lawsuits, and to conduct any other business deemed necessary at that time and that such meeting be and is hereby declared to be an adjourned session of the regular meeting of August 28, 1998. Seconded.

Adopted. Yeas, 12; Nays none.

Absent – Minn.

Adjourned.

MERRY KEEFE,
City Clerk.
98-7786